

# **AGENDA**

**CITY COUNCIL  
CITY OF IMPERIAL  
200 WEST 9<sup>TH</sup> STREET  
IMPERIAL, CA 92251-1637  
MAY 1, 2019  
CLOSED SESSION 6:30 PM  
OPEN SESSION 7:00 PM**

*The Imperial City Council meetings, including public comments, are being live streamed on the City's social media pages. By remaining in the room you are giving your permission to be recorded.*

**IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE BUILDING & SAFETY DIRECTOR, (760) 355-1152. NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING [28CFR 35.102-35.104 ADA TITLE II]**

## **A. CITY COUNCIL CONVENES TO CLOSED SESSION AT 6:30 PM**

This is a **CLOSED SESSION** in which the **COUNCIL** discusses matters in closed as opposed to open session. Only those matters authorized by the Brown Act as permissible **CLOSED SESSION** subjects will be discussed. They are as follows:

**A-1. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Section 54956.9 (d))**

Case No. 37-2014-00015675-CU-BC-CTL

**A-2. SUBJECT: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Section 54956.9 (d))**

Case No. ADJ11585013

## **B. CITY COUNCIL CONVENES TO OPEN SESSION AT 7:00 PM**

### **ROLL CALL**

### **PLEDGE OF ALLEGIANCE**

### **ADJUSTMENTS TO THIS AGENDA**

### **ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION**

## **C. PUBLIC APPEARANCES:**

C-1. Matters not appearing on the agenda. If you wish to address the **COUNCIL** concerning any item within the **COUNCIL'S** jurisdiction, please raise your hand and be acknowledged by the **MAYOR**, and at that time state your name and address for the record. The **MAYOR** reserves the right to place a time limit on each person's presentation of three (3) minutes. It is requested that longer presentations be submitted to the Council in writing.

C-2. Matters appearing on the agenda. If you wish to address the COUNCIL concerning any item appearing on the agenda, please raise your hand and be acknowledged by the MAYOR, and at that time state your name and address for the record. The MAYOR reserves the right to place a time limit on each person's presentation of three (3) minutes.

**D. CONSENT AGENDA:**

All items appearing under "Consent Agenda" will be acted upon by the City Council by one motion without discussion. Should any Council member or other person request that any item be considered separately, that item will then be taken up at the time as determined by the MAYOR.

- D-1.** Approval of claims/warrants report.
- D-2.** Approval of minutes for the regular City Council meetings of March 6, 2019 and March 20, 2019.
- D-3.** Approval of Community Facilities District (CFD) Disbursement, 2<sup>ND</sup> payment of reimbursement 2019-1 requested by Victoria Ranch (CFD 2004-1).

**E. PUBLIC HEARINGS: (DISCUSSION/ACTION –APPROVE-DISAPPROVE)**

- E-1. SUBJECT: PUBLIC HEARING/DISCUSSION/ACTION: AMENDMENT TO THE CONDITIONS OF APPROVAL FOR THE MAYFIELD SUBDIVISION UNIT 3C.**

- 1. APPROVE RESOLUTION No. 2019-14, AMENDING CONDITIONS OF APPROVAL FOR THE DOYLE/MAYFIELD SUBDIVISION UNIT 3C.

**F. ACTION ITEMS: (DISCUSSION/ACTION – APPROVE-DISAPPROVE)**

- F-1. SUBJECT: DISCUSSION/ACTION: REMOVAL OF CFD SPECIAL TAX LIEN FOR ALL PARCELS EAST OF LEGAKES AVENUE – CFD NO. 2004-1 (VICTORIA RANCH) AS REQUESTED BY THE DEVELOPER.**

- 1. APPROVE RESOLUTION NO. 2019-15 FOR REMOVAL OF CFD SPECIAL TAX LIEN OF ALL PARCELS EAST OF LEGAKES AVENUE – CFD NO. 2004-1 (VICTORIA RANCH)

- F-2. SUBJECT: DISCUSSION/ACTION: REQUEST BY MARTIN AND TERESA PENA FOR WATER AND SEWER CONNECTION FOR PARCEL LOCATED OUTSIDE CITY LIMITS – 614 W. WORTHINGTON ROAD.**

- 1. APPROVAL OF REQUEST TO CONNECT TO CITY SEWER LINE IN WORTHINGTON ROAD.
  - 2. APPROVAL OF REQUEST TO CONNECT TO CITY WATER LINE IN NANCE ROAD.

- F-3. SUBJECT: DISCUSSION/ACTION: REQUEST BY TOM MAZEROLL FOR WATER SERVICE CONNECTION FOR PARCEL LOCATED OUTSIDE CITY LIMITS – 2620 NANCE ROAD.**

- 1. APPROVAL OF REQUEST TO CONNECT TO CITY WATER LINE IN NANCE ROAD.

**F-4.    SUBJECT:    DISCUSSION/ACTION:    MATERIALS AND INSTALLATION OF LIGHTING AT SKY RANCH PARK.**

1. AUTHORIZATION TO PURCHASE MATERIAL AND INSTALL LIGHTING AT SKY RANCH PARK.

**F-5.    SUBJECT:    DISCUSSION/ACTION:    MAINTENANCE OF ULTRA VIOLET SYSTEM AT THE WASTEWATER TREATMENT PLANT**

1. APPROVAL OF EXPENDITURE FOR SEMI-ANNUAL MAINTENANCE ON UV SYSTEM AT THE WWTP FROM DC FROST ASSOCIATES, INC. IN THE AMOUNT OF \$202,802.75

**F-6.    SUBJECT:    DISCUSSION/ACTION:    PURCHASE OF EQUIPMENT FOR WASTEWATER SYSTEM**

1. APPROVAL OF PURCHASE OF SMART FLOE UNITS IN THE AMOUNT OF \$20,721.26 FROM SMARTCOVER SYSTEMS.

**F-7.    SUBJECT:    DISCUSSION/ACTION:    WASTEWATER TREATMENT FACILITY.**

1. AUTHORIZE STAFF TO SEEK BIDS FOR NEW WASTEWATER TREATMENT FACILITY.

**F-8.    SUBJECT:    DISCUSSION/ACTION:    PURCHASE OF EQUIPMENT – MINI EXCAVATOR**

1.     APPROVE PURCHASE OF MINI EXCAVATOR FROM REXIN EQUIPMENT IN THE AMOUNT OF \$38,900.00

**F-9.    SUBJECT:    DISCUSSION/ACTION:    LABOR COMPLIANCE FOR ATEN BLVD. SIDEWALK PROJECT – PHASE 2.**

1. AWARD CONTRACT TO LEGION CONSULTING FOR LABOR COMPLIANCE SERVICES RELATED TO THE ATEN BOULEVARD SIDEWALK PROJECT PHASE 2 IN THE AMOUNT OF \$2,740.

**G.    REPORTS:**

**G-1.    SUBJECT:    MAYOR AND COUNCIL MEMBER REPORTS.**

**G-2.    SUBJECT:    DEPARTMENT HEAD AND STAFF REPORTS.**

**G-3.    SUBJECT:    CITY MANAGER REPORT.**

**ADJOURN CITY COUNCIL MEETING UNTIL THE NEXT REGULARLY SCHEDULED MEETING, WEDNESDAY, MAY 15, 2019 AT 7:00 P.M.**

NOTE: Any documents produced by the City and distributed to a majority of the City Council/Agency Board regarding any item on this agenda will be made available at the front counter at City Hall, located at 420 S. Imperial Avenue, during normal business hours

# Check Register Report

Date: 04/25/2019

Time: 12:47 pm

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CITY OF IMPERIAL

BANK: UNION BANK

| Check Number             | Check Date | Status  | Void/Stop Date | Vendor Number | Vendor Name                    | Check Description | Amount    |
|--------------------------|------------|---------|----------------|---------------|--------------------------------|-------------------|-----------|
| <b>UNION BANK Checks</b> |            |         |                |               |                                |                   |           |
| 87045                    | 04/17/2019 | Printed |                | 1618          | ADLERHORST INTERNATIONAL LLC   |                   | 1,925.00  |
| 87046                    | 04/17/2019 | Printed |                | 023           | AIRWAVE COMMUNICATIONS         |                   | 482.50    |
| 87047                    | 04/17/2019 | Printed |                | 3078          | ALBERT RUBIO                   |                   | 726.00    |
| 87048                    | 04/17/2019 | Printed |                | 6583          | ALICIA MAGALLANES              |                   | 73.97     |
| 87049                    | 04/17/2019 | Printed |                | 2357          | ALL VALLEY FENCE               |                   | 68.96     |
| 87050                    | 04/17/2019 | Printed |                | 5956          | AMAZON CAPITAL SERVICES        |                   | 196.66    |
| 87051                    | 04/17/2019 | Printed |                | 933           | ANTHEM BLUE CROSS              |                   | 30,709.88 |
| 87052                    | 04/17/2019 | Printed |                | 933           | ANTHEM BLUE CROSS              |                   | 28,868.36 |
| 87053                    | 04/17/2019 | Printed |                | 6474          | ANTHONY LOPEZ                  |                   | 177.50    |
| 87054                    | 04/17/2019 | Printed |                | 656           | AQUA METRIC                    |                   | 2,068.39  |
| 87055                    | 04/17/2019 | Printed |                | 2081          | ARAMARK UNIFORM SERVICE        |                   | 721.50    |
| 87056                    | 04/17/2019 | Printed |                | 1066          | AT&T                           |                   | 1,819.63  |
| 87057                    | 04/17/2019 | Printed |                | 1851          | AT&T LONG DISTANCE             |                   | 118.96    |
| 87058                    | 04/17/2019 | Printed |                | 4400          | BABCOCK LABORATORIES, INC.     |                   | 25.00     |
| 87059                    | 04/17/2019 | Printed |                | 109           | BJ ENGINEERING & SURVEYING     |                   | 125.00    |
| 87061                    | 04/17/2019 | Printed |                | 674           | BRENNTAG                       |                   | 1,067.34  |
| 87062                    | 04/17/2019 | Printed |                | 6591          | BRUCE SWAIM                    |                   | 31.57     |
| 87063                    | 04/17/2019 | Printed |                | 455           | CALIFORNIA STATE DISBURSEMENT  |                   | 618.46    |
| 87064                    | 04/17/2019 | Printed |                | 3669          | CANON                          |                   | 647.97    |
| 87065                    | 04/17/2019 | Printed |                | 5034          | CAVIR'S AUTO BODY CENTER       |                   | 52.96     |
| 87066                    | 04/17/2019 | Printed |                | 3029          | CLAIREMONT EQUIPMENT           |                   | 17,528.16 |
| 87067                    | 04/17/2019 | Printed |                | 6222          | CODE EXXPERTS, LLC             |                   | 562.50    |
| 87068                    | 04/17/2019 | Printed |                | 1109          | CONSOLIDATED ELECTRICAL DIST.  |                   | 155.16    |
| 87069                    | 04/17/2019 | Printed |                | 514           | CORE & MAIN LP                 |                   | 94.96     |
| 87070                    | 04/17/2019 | Printed |                | 3135          | COUNTY OF SAN DIEGO, RCS       |                   | 1,539.00  |
| 87071                    | 04/17/2019 | Printed |                | 6593          | DANAELYZ BELT                  |                   | 65.96     |
| 87072                    | 04/17/2019 | Printed |                | 3403          | DANIELS TIRE CORPORATE ADMIN   |                   | 154.98    |
| 87073                    | 04/17/2019 | Printed |                | 6581          | DENISE ARMENTA                 |                   | 40.75     |
| 87074                    | 04/17/2019 | Printed |                | 1573          | DEPARTMENT OF JUSTICE          |                   | 130.00    |
| 87075                    | 04/17/2019 | Printed |                | 412           | DEVELOPMENT DESIGN &           |                   | 1,760.00  |
| 87076                    | 04/17/2019 | Printed |                | 3386          | DON EUHUS                      |                   | 160.17    |
| 87077                    | 04/17/2019 | Printed |                | 6586          | DORA MEDINA                    |                   | 89.56     |
| 87078                    | 04/17/2019 | Printed |                | 6592          | EMILIO GUERRA                  |                   | 143.81    |
| 87079                    | 04/17/2019 | Printed |                | 1307          | EXECUTIVE LANDSCAPE INC        |                   | 28,400.00 |
| 87080                    | 04/17/2019 | Printed |                | 019           | FERGUSON ENTERPRISES, INC.     |                   | 759.88    |
| 87081                    | 04/17/2019 | Printed |                | 5482          | FISHER CHRYSLER DODGE JEEP INC |                   | 322.56    |
| 87082                    | 04/17/2019 | Printed |                | 314           | FRANCHISE TAX BOARD            |                   | 131.00    |
| 87083                    | 04/17/2019 | Printed |                | 710           | GRAINGER                       |                   | 383.88    |
| 87084                    | 04/17/2019 | Printed |                | 896           | GROSSMAN PSYCHOLOGICAL         |                   | 325.00    |
| 87085                    | 04/17/2019 | Printed |                | 3979          | HECTOR LIZARRAGA               |                   | 726.00    |
| 87086                    | 04/17/2019 | Printed |                | 6587          | HECTOR LOPEZ BATTISTINI        |                   | 84.13     |
| 87087                    | 04/17/2019 | Printed |                | 2686          | HF SCIENTIFIC, INC.            |                   | 378.51    |
| 87088                    | 04/17/2019 | Printed |                | 1190          | ICMARC                         |                   | 2,057.69  |
| 87089                    | 04/17/2019 | Printed |                | 4271          | IMPERIAL COUNTY HUMANE SOCIETY |                   | 340.00    |
| 87090                    | 04/17/2019 | Printed |                | 3205          | IMPERIAL COUNTY SHERIFFS DEPT. |                   | 44.00     |
| 87091                    | 04/17/2019 | Printed |                | 2914          | IMPERIAL COUNTY TRANSPORTATION |                   | 2,206.42  |
| 87092                    | 04/17/2019 | Printed |                | 028           | IMPERIAL IRRIGATION DISTRICT   |                   | 231.47    |
| 87093                    | 04/17/2019 | Printed |                | 4264          | IMPERIAL IRRIGATION DISTRICT   |                   | 8,184.00  |
| 87094                    | 04/17/2019 | Printed |                | 102           | IMPERIAL POLICE OFFICERS ASSN. |                   | 700.00    |
| 87095                    | 04/17/2019 | Printed |                | 122           | IMPERIAL STORES                |                   | 463.52    |

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CITY OF IMPERIAL

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| <b>UNION BANK Checks</b> |            |         |                |               |                                |                   |            |
| 87096                    | 04/17/2019 | Printed |                | 3187          | IMPERIAL TRUSS & LUMBER CO.    |                   | 650.06     |
| 87097                    | 04/17/2019 | Printed |                | 1555          | IMPERIAL VALLEY PRESS          |                   | 203.80     |
| 87098                    | 04/17/2019 | Printed |                | 5033          | INFO SEND INC.                 |                   | 3,634.14   |
| 87099                    | 04/17/2019 | Printed |                | 320           | INTERNAL REVENUE SERVICE       |                   | 250.00     |
| 87100                    | 04/17/2019 | Printed |                | 1587          | JADE SECURITY SYSTEMS, INC.    |                   | 59.99      |
| 87101                    | 04/17/2019 | Printed |                | 6582          | JAVIER MARTINEZ                |                   | 73.97      |
| 87102                    | 04/17/2019 | Printed |                | 642           | JORDAN CENTRAL IMPLEMENT CO.   |                   | 128.10     |
| 87103                    | 04/17/2019 | Printed |                | 868           | K-C WELDING & RENTALS, INC.    |                   | 216.35     |
| 87104                    | 04/17/2019 | Printed |                | 2901          | KIMBALL MIDWEST                |                   | 610.40     |
| 87105                    | 04/17/2019 | Printed |                | 5580          | KOPPEL & GRUBER PUBLIC FINANCE |                   | 11,733.47  |
| 87106                    | 04/17/2019 | Printed |                | 1647          | LA BRUCHERIE IRRIGATION SUPPLY |                   | 145.20     |
| 87107                    | 04/17/2019 | Printed |                | 6596          | LC ENGINEERING CONSULTANTS INC |                   | 7,945.00   |
| 87108                    | 04/17/2019 | Printed |                | 1996          | LEE TIRE CO.                   |                   | 89.95      |
| 87109                    | 04/17/2019 | Printed |                | 101           | LINCOLN LIFE                   |                   | 1,925.81   |
| 87111                    | 04/17/2019 | Printed |                | 401           | LOWE'S                         |                   | 1,441.84   |
| 87112                    | 04/17/2019 | Printed |                | 6590          | LUPITA MARES                   |                   | 35.42      |
| 87113                    | 04/17/2019 | Printed |                | 6595          | LYNDA AGUIRRE                  |                   | 20.34      |
| 87114                    | 04/17/2019 | Printed |                | 6588          | MARCUS & YANETT BRIGGS         |                   | 5.06       |
| 87115                    | 04/17/2019 | Printed |                | 6585          | MARK & NORMA JUEL              |                   | 87.88      |
| 87116                    | 04/17/2019 | Printed |                | 5504          | MATT BALZANO                   |                   | 726.00     |
| 87117                    | 04/17/2019 | Printed |                | 2689          | MAX SHEFFIELD                  |                   | 40.99      |
| 87118                    | 04/17/2019 | Printed |                | 776           | MOSS, LEVY & HARTZHEIM LLP     |                   | 9,139.00   |
| 87120                    | 04/17/2019 | Printed |                | 3998          | NAPA                           |                   | 789.48     |
| 87121                    | 04/17/2019 | Printed |                | 6589          | NOEMI SOTO                     |                   | 56.60      |
| 87122                    | 04/17/2019 | Printed |                | 4481          | O'REILLY                       |                   | 71.51      |
| 87123                    | 04/17/2019 | Printed |                | 6487          | OMNI RANCHO LAS PALMAS RESORT  |                   | 3,233.40   |
| 87124                    | 04/17/2019 | Printed |                | 079           | ONE SOURCE DISTRIBUTORS        |                   | 3.93       |
| 87125                    | 04/17/2019 | Printed |                | 219           | PADRE USA                      |                   | 141.26     |
| 87126                    | 04/17/2019 | Printed |                | 3581          | PARKHOUSE TIRE INC.            |                   | 79.44      |
| 87128                    | 04/17/2019 | Printed |                | 615           | PESTMASTER SERVICES            |                   | 1,297.00   |
| 87129                    | 04/17/2019 | Printed |                | 081           | PETTY CASH                     |                   | 11.00      |
| 87130                    | 04/17/2019 | Printed |                | 6594          | PLAY SAFE, LLC                 |                   | 1,700.00   |
| 87131                    | 04/17/2019 | Printed |                | 2322          | PREMIER TOWING                 |                   | 125.00     |
| 87132                    | 04/17/2019 | Printed |                | 4262          | PYRAMID BUILDING & ENGINEERING |                   | 120,569.53 |
| 87133                    | 04/17/2019 | Printed |                | 172           | PYRAMID CONSTRUCTION           |                   | 767.34     |
| 87134                    | 04/17/2019 | Printed |                | 6531          | R.E. SCHULTZ CONSTRUCTION, INC |                   | 4,132.50   |
| 87135                    | 04/17/2019 | Printed |                | 133           | RAIN FOR RENT                  |                   | 5,604.08   |
| 87136                    | 04/17/2019 | Printed |                | 4952          | RAJWANT KALOURIA               |                   | 8.53       |
| 87137                    | 04/17/2019 | Printed |                | 3008          | RDO EQUIPMENT COMPANY          |                   | 44.01      |
| 87138                    | 04/17/2019 | Printed |                | 694           | REXEL OF AMERICA, LLC          |                   | 376.80     |
| 87139                    | 04/17/2019 | Printed |                | 2564          | ROGERS & ROGERS CHRYSLER JEEP  |                   | 214.42     |
| 87140                    | 04/17/2019 | Printed |                | 1637          | ROMEO'S CAR WASH               |                   | 110.00     |
| 87141                    | 04/17/2019 | Printed |                | 6580          | ROSARIO MONTERO                |                   | 135.52     |
| 87142                    | 04/17/2019 | Printed |                | 3526          | RSD                            |                   | 5,038.54   |
| 87143                    | 04/17/2019 | Printed |                | 6488          | SAN BERNARDINO COUNTY          |                   | 675.00     |
| 87144                    | 04/17/2019 | Printed |                | 979           | SELLERS PETROLEUM              |                   | 7,775.45   |
| 87145                    | 04/17/2019 | Printed |                | 1367          | SHRED-IT                       |                   | 54.99      |
| 87146                    | 04/17/2019 | Printed |                | 2365          | SPARKLETT'S                    |                   | 276.31     |
| 87147                    | 04/17/2019 | Printed |                | 091           | STAPLES CREDIT PLAN            |                   | 35.37      |
| 87148                    | 04/17/2019 | Printed |                | 5825          | STEFANIE SIQUEIROS             |                   | 164.74     |
| 87149                    | 04/17/2019 | Printed |                | 1265          | SUPERIOR READY MIX CONCRETE LP |                   | 805.46     |

# Check Register Report

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CITY OF IMPERIAL

BANK : UNION BANK

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|--------------------------|------------|---------|----------------|---------------|--------------------------------|-------------------|-----------|
| <b>UNION BANK Checks</b> |            |         |                |               |                                |                   |           |
| 87150                    | 04/17/2019 | Printed |                | 6597          | T.C. CORRIHER IMPLEMENT CO,INC |                   | 5,170.00  |
| 87151                    | 04/17/2019 | Printed |                | 024           | THE HOLT GROUP, INC.           |                   | 1,265.00  |
| 87152                    | 04/17/2019 | Printed |                | 957           | THE SOCO GROUP, INC            |                   | 1,621.20  |
| 87157                    | 04/17/2019 | Printed |                | 5837          | U.S. BANK                      |                   | 15,935.76 |
| 87158                    | 04/17/2019 | Printed |                | 2008          | UNITED PARCEL SERVICE          |                   | 38.35     |
| 87159                    | 04/17/2019 | Printed |                | 944           | UNITED WAY OF IMPERIAL COUNTY  |                   | 6.00      |
| 87160                    | 04/17/2019 | Printed |                | 1100          | USA BLUEBOOK                   |                   | 417.81    |
| 87161                    | 04/17/2019 | Printed |                | 611           | VERIZON WIRELESS               |                   | 596.59    |
| 87162                    | 04/17/2019 | Printed |                | 5639          | WAGEWORKS, INC                 |                   | 50.00     |
| 87163                    | 04/17/2019 | Printed |                | 141           | WAL-MART COMMUNITY             |                   | 22.86     |
| 87164                    | 04/17/2019 | Printed |                | 1715          | WAXIE SANITARY SUPPLY          |                   | 200.86    |
| 87165                    | 04/17/2019 | Printed |                | 1568          | WEBB AND ASSOCIATES            |                   | 48,259.25 |
| 87166                    | 04/17/2019 | Printed |                | 5379          | WESTERN HARVESTING, LLC        |                   | 69.91     |
| 87167                    | 04/17/2019 | Printed |                | 487           | XPRESS LUBE                    |                   | 205.67    |
| 87168                    | 04/17/2019 | Printed |                | 6584          | YEKATERINA GRIGORYEVA          |                   | 83.58     |
| 87169                    | 04/18/2019 | Printed |                | 053           | STATE WATER RESOURCES CONTROL  |                   | 66,000.00 |
| 87170                    | 04/23/2019 | Printed |                | 6306          | AMERICAN FIDELITY ASSURANCE    |                   | 4,579.30  |
| 87171                    | 04/23/2019 | Printed |                | 455           | CALIFORNIA STATE DISBURSEMENT  |                   | 618.46    |
| 87172                    | 04/23/2019 | Printed |                | 6599          | EMERY MAGALLANES               |                   | 49.50     |
| 87173                    | 04/23/2019 | Printed |                | 314           | FRANCHISE TAX BOARD            |                   | 231.00    |
| 87174                    | 04/23/2019 | Printed |                | 1190          | ICMARC                         |                   | 2,057.69  |
| 87175                    | 04/23/2019 | Printed |                | 102           | IMPERIAL POLICE OFFICERS ASSN. |                   | 700.00    |
| 87176                    | 04/23/2019 | Printed |                | 320           | INTERNAL REVENUE SERVICE       |                   | 150.00    |
| 87177                    | 04/23/2019 | Printed |                | 6461          | KARIN EUGENIO                  |                   | 343.76    |
| 87178                    | 04/23/2019 | Printed |                | 101           | LINCOLN LIFE                   |                   | 1,233.50  |
| 87179                    | 04/23/2019 | Printed |                | 6598          | PERFORMANT RECOVERY, INC.      |                   | 927.52    |
| 87180                    | 04/23/2019 | Printed |                | 2782          | PRINCIPAL-SBD GRAND ISLAND     |                   | 4,332.47  |
| 87181                    | 04/23/2019 | Printed |                | 3262          | SIMNSA HEALTH PLAN             |                   | 9,322.31  |
| 87182                    | 04/23/2019 | Printed |                | 104           | TEAMSTERS, LOCAL 542           |                   | 1,539.00  |
| 87183                    | 04/23/2019 | Printed |                | 944           | UNITED WAY OF IMPERIAL COUNTY  |                   | 7.00      |

Total Checks: 131

Checks Total (excluding void checks):

498,183.01

Total Payments: 131

Bank Total (excluding void checks):

498,183.01

Total Payments: 131

Grand Total (excluding void checks):

498,183.01



CITY COUNCIL  
James Tucker – Mayor  
Geoff Dale – Mayor Pro Tem  
Robert Amparano – Councilmember  
Darrell Pechtl – Councilmember  
Betty Sampson – Councilmember

CITY CLERK  
Debra Jackson

CITY TREASURER  
Stacy Cox

CITY ATTORNEY  
Dennis Morita

CITY MANAGER  
Stefan T. Chatwin

## CFD Disbursement Approval Procedure

CFD 2004-1 (Victoria Ranch)

### Payment Request No. 9-2018

Date Requested: August 27, 2018

**Request Information:** Payment Request No. 9-2018 is for construction, engineering and related costs incurred for an Acquisition Agreement Exhibit "A" facilities/fees as shown in Attachment 1. The request is to reimburse the advanced amount as follows: \$638,963.99

#### Actions required and steps taken in approving this request:

1. **Special Tax Consultant:** *Confirms that the facilities/fees are per the Acquisition Agreement dated November 1, 2005, includes confirmation of three (3) bids, contracts to perform the work, invoices or cancelled checks, and lien releases.*

**Special Tax Consultant Recommendations:** To submit to the City Manager the request to pay as requested from Surplus Funds. The Request lists the facilities/fees and meets the requirements for reimbursement that include the submittal of support documents in the form of contracts, invoices, cancelled checks, and lien releases, so that it can be processed for submission to the City Finance Manager for payment under the Acquisition Agreement. This request should be paid from **Surplus Funds** (less retention if applicable) as follows:

\$638,963.99 representing fee reimbursements.

City Special Tax Consultant Approval

2. **City Public Works Director:** *Confirm that the improvements have been completed, inspected, and meet the conditions set out in the Acquisition Agreement. Sign the original copy of the request and below.*

City Public Works Director Approval

**Victoria CFD**

|           |                                                |                   |
|-----------|------------------------------------------------|-------------------|
| 2/20/2019 | Consent - D-5. Approval of the 2019-1 (9-2018) | 638,963.99        |
| 2/20/2019 | Request 1st payment of reimbursement 2019-1    | <u>238,963.99</u> |
|           |                                                | 400,000.00        |
| 5/1/2019  | Request 2nd payment of reimbursement 2019-1    | <u>200,000.00</u> |
|           |                                                | 200,000.00        |

Agenda Item No. E-1

DATE SUBMITTED 4/24/2019  
 SUBMITTED BY COMMUNITY DEVELOPMENT DIRECTOR  
 DATE ACTION REQUIRED 5/1/2019

COUNCIL ACTION (x)  
 PUBLIC HEARING REQUIRED (x)  
 RESOLUTION (x)  
 ORDINANCE 1<sup>ST</sup> READING ( )  
 ORDINANCE 2<sup>ND</sup> READING ( )  
 CITY CLERK'S INITIALS ( ) 

### IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION: AMENDMENTS TO CONDITIONS OF APPROVAL FOR MAYFIELD SUBDIVISION UNIT 3C

1. APPROVAL OF AMENDMENTS TO CONDITIONS OF APPROVAL NUMBERS 10, 11, 12, 14, 17, 20, 21, 22, 23, 24, 25, 30 and 48 FOR THE DOYLE/MAYFIELD SUBDIVISION FOR UNIT 3C

DEPARTMENT INVOLVED: COMMUNITY DEVELOPMENT

**BACKGROUND/SUMMARY:**

The Planning Commission previously approved Conditions of Approval for the "Doyle Ranch Subdivision" in July 2004, which is now known as the Mayfield Subdivision. Historically, the Mayfield subdivision was owned by one developer. After the housing market crash, Mayfield became a failed subdivision. Since then, the parcels have been sold to different developers. The Conditions of Approval are outdated and are not tailored to existing conditions nor to the actual "phases" in which the subdivision has been developed since the crash. The existing conditions of approval are tied to the entire subdivision as a whole. There are not any trigger areas in place for the required improvements, nor reimbursement agreements at the moment. Best practice is to treat every development in this subdivision as though nothing will ever be built out. In that scenario we require the developer to comply with all the conditions of approval.

**PROPOSED CONDITION MODIFICATIONS/AMENDMENTS REQUESTED:**

- Summarized, the Applicant is requesting the following items: that the city issue a will serve letter so it may be included to the applicants lender in its loan package and use it to complete it due diligence with the seller and requesting in writing that the small park on the tentative map is to be eliminated in favor of the developer paying park fees with the funds going towards a large regional park. Applicant is requesting changing this condition as suggested and supported by staff to change wording from creating an HOA to adding 3C to the CFD services annual fee as being charged on Mayfield units 1 and 2. This would be equal to a LLMD [ Landscape Lighting and Maintance District] as this levy system is already established. The city would take control and appropriate funding for landscaping and lighting will be in place. Please see proposed amendments attached.

Proposed amendments were reviewed during a Public Hearing by Planning Commission on April 10<sup>th</sup>, 2019. The Planning Commission recommended the item to City Council for review and approval.

|                                                                                                                                                                  |                                                                                                      |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| FISCAL IMPACT:                                                                                                                                                   | ADMIN SERVICES SIGN INITIALS _____                                                                   |
| STAFF RECOMMENDATION: Staff recommends that the Council review and comment on the proposed amendments to the Conditions of Approval for the Mayfield Subdivision | DEPT. INITIALS  |
| MANAGER'S RECOMMENDATION:                                                                                                                                        | CITY MANAGER's INITIALS _____                                                                        |

**MOTION:**

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ( )

DISAPPROVED ( )

REJECTED ( )

DEFERRED ( )

REFERRED TO:

**RESOLUTION PC2019-~~74~~**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL APPROVING THE  
AMENDMENTS TO THE DOYLE/MAYFIELD SUBDIVISION FOR UNIT 3C LOCATED AT  
ASSESSOR PARCEL NUMBER: 044-200-099 IN THE CITY OF IMPERIAL, CA 92251**

**WHEREAS**, Martin D. Coyne submitted a request for an amendment to the following conditions of approval numbers: 10, 11, 12, 14, 17, 20, 21, 22, 23, 24, 25, 30 and 48 for the proposed Mayfield Unit 3C Subdivision within the City; and

**WHEREAS**, a duly notified public hearing was held by the City Council during an adjourned meeting on May 1, 2019 and;

**WHEREAS**, upon hearing and considering all testimony and arguments, analyzing the information submitted by staff and considering any written comment received, the City Council considered all facts relating to the request for amendments to the existing Conditions of Approval for the Doyle/Mayfield Subdivision.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Imperial as follows:

- A) That the foregoing recitations are true and correct; and
- B) The project has been reviewed in accordance with the requirements set forth by the City of Imperial for implementation of the California Environmental Quality Act; and
- C) Existing Mitigated Negative Declaration approved for the entire subdivision and therefore does not undergo CEQA again.
- D) There are no sensitive resources located within the area of the project or adjacent to the area of the project so as to be significantly impacted by the project; and
- E) That based on the evidence presented at the public hearing, the City Council hereby **APPROVES** the amendments for the following conditions of approval numbers: 10, 11, 12, 14, 17, 20, 21, 22, 23, 24, 25, 30 and 48 for the proposed Mayfield Unit 3C Subdivision.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Imperial, this May 1, 2019.

\_\_\_\_\_  
Mayor, City of Imperial

ATTEST:

\_\_\_\_\_  
City Clerk



**RESOLUTION NO. 2007-\_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL, CALIFORNIA,  
APPROVING THE MAYFIELD RANCH PLANNED UNIT DEVELOPMENT TENTATIVE  
TRACT MAP AND REVISION TO THE DOYLE RANCH TENTATIVE TRACT MAP**

**WHEREAS,** Pacific Century Homes, LLC has submitted an application for a Planned Unit Development, Zone Change and General Plan Amendment for certain real property described as follows:

The south half of the south half of the east 320 acres of Tract 106, Township 15 South, Range 14 East, San Bernardino Meridian, in an unincorporated area of the County of Imperial, State of California, according to Official Plant thereof.

Excepting therefrom all of the oil, gas, hydrocarbon substances and all other minerals, whether solid, liquid, or gaseous; including, but not limited to hot water, steam, geothermal resources, geothermal energy, and extractable minerals, in and under said land lying below a depth of 500 feet from the surface thereof; without however the right of entry through the surface thereof for the purpose and extraction of the aforesaid minerals as reserved by F.A.D. Farms, Inc., a California Corporation in Deed recorded April 18, 1991, as File No. 91006921 in Book 1670, Page 1730 of Official Records; and

**WHEREAS,** a duly notified public hearing was held by the Planning Commission on September 12, 2007; and

**WHEREAS,** a duly notified public hearing was held by the City Council on September 19, 2007; and

**WHEREAS,** upon hearing and considering all testimony and arguments, examining the Initial Environmental Study, analyzing the information submitted by staff and considering any written and oral comments received, the City Council considered all facts relating to the Mayfield Ranch Planned Unit Development Tentative Tract Map and revision to the Doyle Ranch Tentative Tract Map.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Imperial as follows:

- A) That the foregoing recitations are true and correct; and
- B) That based on the evidence presented at the public hearing, the City Council hereby **APPROVES** the Mayfield Ranch Planned Unit Development Tentative Tract Map and revision to the Doyle Ranch Tentative Tract Map, subject to Conditions of Approval outlined in Exhibit A; and
- C) All approvals made by the City Council are based on the following findings:
  - 1. The project has been reviewed in accordance with the requirements set forth by the City of Imperial for implementation of the California Environmental Quality Act.

2. The project is in compliance with the California Environmental Quality Act, Section 2100 through 21176 of the Public Resources Code.
3. The initial environmental assessment shows that there is no substantial evidence that the Tentative Tract Map may have a significant impact on the environment.
4. There are no sensitive resources located within the area of the project or adjacent to the area of the project so as to be significantly impacted by the project.
5. The Tentative Tract Map is consistent with the intent of the Imperial General Plan to maintain land use designation consistency within the incorporated area of a City's and its sphere of influence.
6. The Tentative Tract Map is consistent with the policies and the land uses of the existing City of Imperial General Plan.
7. The Tentative Tract Map is consistent with the objective of the City of Imperial Zoning Ordinance.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Imperial, this 19<sup>th</sup> day of September 2007.

---

Mayor

ATTEST:

---

City Clerk

**RESOLUTION 2007-\_\_\_\_\_**

**EXHIBIT A**

**CONDITIONS OF APPROVAL**

for

**Mayfield Ranch Planned Unit Development Tentative Tract Map and revision to the  
Doyle Ranch Tentative Tract Map**

1. The development plan shall be as shown on the following exhibits, collectively described as Exhibit "B," except as modified by the following conditions. Minor changes to the plans may be allowed subject to the approval of the Planning Director if found to be in substantial conformance to this development plan.
  - a. Mayfield Ranch Tentative Tract Map dated September 11, 2007
  - b. Conceptual Landscape Plan
  - c. Floor Plans
  - d. Colored Elevations at Paseos
  - e. Colored Elevations at Drive Lanes
2. The project shall be subject to the use standards outlined in the Planned Unit Development Ordinance and site development standards as follows:

| <b>Daybreak<br/>Development Standards</b> | <b>Requirements</b> |
|-------------------------------------------|---------------------|
| Front Setback                             | 20' minimum         |
| Rear Yard Setback                         |                     |
| Living Area                               | 10' minimum         |
| Porches/Patios                            | 5' minimum          |
| Side Yard Setback                         | 5' minimum          |
| Street Side Yard Setback                  | 10' minimum         |
| Driveway Curb-Cuts                        | 20' maximum         |
| Distance between<br>structures            | 5' minimum          |

**Kensington****Development Standards****Requirements**

**Front Yard Setback** – for the purposes of this Planned Unit Development, the front yard shall be defined as that area occupied by the paseo and setback shall be measured from the property line

|                   |             |
|-------------------|-------------|
| Living Area/House | 18' minimum |
| Covered Porch     | 13' minimum |

**Rear Yard Setback** – for the purposes of this Planned Unit Development, the rear yard shall be that area adjacent to drive lanes and occupied by the garage

|                |             |
|----------------|-------------|
| Garages        | 15' minimum |
| Porches/Patios | 20' minimum |

**Side Yard Setback** 5' minimum

**Street Side Yard Setback** 10' minimum

**Distance between structures** 5' minimum

Architectural projections such as chimneys, overhangs, etc. may project onto any required setbacks subject to the approval of the Planning Director and the Fire Marshall.

3. Developer/Applicant shall comply with all local, State and Federal laws, regulations, rules, ordinances, and standards as they pertain to this project, whether specified herein or not. Where conflicts occur, the most stringent shall apply.
4. The Developer/Applicant shall offer for dedication all rights of way, easements, or parcels of land required for both on-site and off-site construction of streets, pipelines, utilities and the storm water retention basin.
5. The Developer/Applicant shall pay all impact and capacity fees.
6. The Developer/Applicant shall pay any and all amounts as determined by the City of Imperial to defray all costs for the review of maps, drawings, reports, field investigations, or other activities related to compliance of this project with City ordinances and/or any other laws, regulations, or requirements that apply. No Tract Map shall record until such costs have been paid to the City.
7. All maps, plans, studies, cost estimates, designs and calculations required for this project shall be subject to the review and approval of the City Engineer, Department of Public Works and Department of Community Development prior to submittal for approval to record the Tract Map.

8. All infrastructure improvements shall be constructed, or in lieu thereof, security provided to ensure construction, prior to the recordation of a Tract Map.
9. The Developer shall pay the adopted Development Impact Fees (DIF) to offset the impacts to local law enforcement, fire and school services to ensure the level of service of these departments are not adversely affected by the estimated population increase as a result of the development of this project.
10. The Developer shall comply with the City's Water Master Plan to ensure sufficient volume and flow of water. A hydraulic study must be submitted to the City to demonstrate that all water pipelines are adequately sized to serve domestic and fire protection demands. The Developer shall construct new water mains in the project area if necessary and built according to City development standards. **City to issue a will serve letter to the developer to be included in the developers "lender loan package".**
11. The Developer shall comply with the City's Sewer Master Plan to ensure sufficient handling of wastewater. The Developer shall improve the collection system through the construction of new sanitary sewer mains and lift stations where required and in accordance with City development standards. **City to issue a will serve letter to the developer to be included in the developers "lender loan package".**
12. Developer acknowledges that the potential pace of growth in the City and resulting demand on City services such as water and wastewater may result in such services not being available. Developer acknowledges particular concern with wastewater and agrees that capacity is not allocated until issuance of a building permit. Developer acknowledges that a building permit will not issue unless there is sufficient wastewater capacity based on the total amount of building permits already issued at that time. In order to address a shortage in wastewater capacity, the parties may agree upon the payment of the project's pro rata share for the construction of a new wastewater treatment plant to respond to this project's wastewater demand. **City to issue a will serve letter to the developer to be included in the developers "lender loan package".**
13. The Developer/Applicant shall submit a lighting plan prior to any construction activity. All lighting installed shall be shielded and directed so as to minimize significant off-site glare or adverse light intrusion into neighboring properties. Lighting improvements shall include street lights on Cross Avenue, interior streets, and at all intersections. Lighting from street lights shall provide sufficient lighting to all drive lanes and mail kiosks. Low level pedestrian-scale lighting shall be provided at all paseos. The lighting plan shall be reviewed and approved by the City of Imperial Planning and Building Departments.
14. A Landscaping Plan shall be submitted to the City of Imperial for review and approval prior to the recordation of a Tract Map. Landscaping shall be provided in all parks, front yards, drive lanes and paseos. Where perimeter walls are installed, landscaping shall also be provided. All landscaped areas shall be irrigated with automatic sprinkler systems. **Developer shall dedicate land, pay a fee in lieu therefore, or both, at the option of the city, for park or recreational purposes to be determined according to the City standards during the application review and permitting process.**
15. Each front yard shall have a minimum of one (1) tree and five (5) shrubs planted by the Developer.

16. All trees used in landscaping, shall be a minimum of fifteen (15) gallons in size and all shrubs shall be a minimum of five (5) gallons.

**17.** The Applicant shall form a Home Owners Association (HOA) for all lots with a paseo and record Conditions, Covenants and Restrictions (CC&R's) prior to or concurrently with the Final Map. CC&R's shall include but not be limited to the following: **HOA to be removed and maintenance to Mayfield Unit 3C will be provided through the CFD special tax facilities system to provide funding in order to provide the following maintenance services:**

- **Public Safety Services**
- **Maintenance of Parks, Parkways, and Open Space**
- **Storm Drain and Flood Control Facilities**

- a. ~~Conditions of Approval of this Tentative Tract Map/Planned Unit Development;~~
- b. ~~provisions for short and long term maintenance of the paseos;~~
- c. ~~reciprocal and public access on all paseos;~~
- d. ~~provisions for short term and long term maintenance of landscaping in the paseos;~~
- e. ~~provisions for homeowner maintenance of landscaping with the drive lanes;~~
- f. ~~provisions for lighting and illumination in the paseos;~~
- g. ~~provisions for lighting and illumination in the drive lanes; and~~
- h. ~~posting of no parking signage.~~

A copy of the recorded CC&R's shall be submitted to the Planning Department prior to issuance of a building permit. Membership in and support of a homeowners association shall be mandatory for all property owners of lots with paseos. The homeowners association shall control all common facilities and shall obtain approval from the Planning Director prior to any modifications of the CC&R's pertaining to or specifying the City or City requirements.

18. All mechanical equipment and air conditioning equipment shall be installed a minimum of five feet (5') from any property line.

19. The applicant shall effectively screen from view all ducts, vents, meters, air conditioning equipment, and any other mechanical equipment, whether on the structure, on the ground, or on the roof, with materials architecturally compatible with the main structure. Screening details shall be shown on the plans submitted for issuance of building permits, the adequacy of which shall be determined by the Planning Director. All required screening shall be provided prior to occupancy.

~~20. The location of any pad-mounted transformers shall be subject to approval by the Planning Director prior to issuance of permits by the Building and Safety Division. Such~~

~~transformers shall be screened by landscaping or contained within an enclosure matching the building and with corrugated metal gates, subject to approval by the Imperial Irrigation District. All transformers shall be shown on the plans submitted for issuance of building permits.~~ **Condition to be eliminated, as this condition is typically only requested for commercial projects or rarely.**

- ~~21. Prior to the issuance of certificates of use and occupancy, all private open space lots shall be granted in fee to a homeowner's association who shall be responsible for their maintenance and upkeep.~~ **Condition to be eliminated.**
- ~~22. The Developer shall improve the park with appropriate landscaping and playground equipment subject to the review and approval of the Parks Committee. Playground equipment shall consist of equipment suitable for children between the ages of 2 to 5 years old and additional equipment suitable for children between the ages of 5 to 12 years old. The Developer shall also improve the park to include active recreation pursuits such as tennis court or similar uses subject to the review and approval of the parks committee.~~ **Condition to be eliminated.**
- ~~23. The Developer shall improve the park with appropriate landscaping and playground equipment subject to the review and approval of the Parks Committee. Playground equipment shall consist of equipment suitable for children between the ages of 2 to 5 years old and additional equipment suitable for children between the ages of 5 to 12 years old. The Developer shall also improve the park to include active recreation pursuits such as tennis court or similar uses subject to the review and approval of the parks committee.~~ **Developer shall dedicate land, pay a fee in lieu therefore, or both, at the option of the city, for park or recreational purposes to be determined according to the City standards during the application review and permitting process.**
- ~~24. The 1-acre park shall be developed within the first phase of the project.~~ **Developer shall dedicate land, pay a fee in lieu therefore, or both, at the option of the city, for park or recreational purposes to be determined according to the City standards during the application review and permitting process.**
- ~~25. A minimum of ten (10) off street parking spaces shall be provided at the park.~~ **Developer shall dedicate land, pay a fee in lieu therefore, or both, at the option of the city, for park or recreational purposes to be determined according to the City standards during the application review and permitting process.**
26. The Developer shall comply with the Financial Responsibility clause of the Memorandum of Understanding between the City of Imperial and the Imperial Unified School District with regards to mitigation of school impacts. The terms of the Financial Responsibility shall be satisfied prior to the recordation of any Final Map as it relates to cash deposits, dedications and/or funding from a Community Facilities District (CFD). The Development Impact Fees for schools shall be paid prior to issuance of any building permit. The City and the School District will jointly confirm that the terms of the Financial Responsibility have been fulfilled.

27. Prior to the start of any construction activity, a qualified California Department of Fish and Game (CDFG) biologist shall survey the site for any active owl burrows. Any burrows found shall be identified and flagged. Burrows shall not be disturbed during the mating season (February 15 to August 15). After the mating season ends, the burrows shall be destroyed by a qualified CDFG biologist to prevent the return of the owls to these burrows during the next mating season. All mitigation measures outlined in the Mitigated Negative Declaration shall apply.
28. A Grading and Drainage Plan/Study shall be submitted to the City Engineer for review and approval. The Grading and Drainage Plan/Study shall address property grading and erosion control which shall include the prevention of sedimentation or damage to off-site properties. A Storm Water Pollution Prevention Plan (SWPPP) shall be submitted to the City of Imperial for review and approval. Best Management Practices shall be utilized to minimize or prevent storm water pollution. Prior to the recordation of a Tract Map, the Developer/Applicant shall provide the City with a letter from the Imperial Irrigation District (IID) stating that the plans have been reviewed and approved for the discharge of storm water onto IID facilities.
29. Construction sites shall control dust (PM-10) generation through implementation of the construction mitigation measures detailed in Regulation VIII of the Air Pollution Control District's CEQA handbook and as outlined in the Mitigation Monitoring Program.
30. The Developer/Applicant shall construct a six-foot (6') solid masonry wall along the eastern boundaries of all lots abutting retention basins. ~~Wrought iron fencing with pilasters shall be installed along the eastern boundary of all lots abutting the park.~~ **A Wood Fencing is to be installed along the eastern boundary** .A six-foot solid masonry wall shall also be installed on the eastern boundary of Lot 210. Landscaping shall be provided along all walls or fencing abutting roadways. The material and color of all walls required by this section shall be consistent with the walls installed along "P" Street/Clark Avenue.
31. All residential development within the project site shall be constructed using building materials and techniques such as dual pane windows, and increased insulation to decrease interior noise levels within dwelling areas to 45 dba or lower.
32. All on-site utilities including power lines, telephone lines, and cable television lines shall be installed underground. In the event that the utility companies, such as the Imperial Irrigation District, determines that on-site utilities cannot be located underground, the Developer/Applicant may install such utilities as needed above ground.
33. The Developer/Applicant shall provide a soils report indicating, among other things, the suitability of the site for the proposed development, specifications for earthwork, design guidelines for slabs and foundations and recommended roadway sections.
34. The conditional approval of the Tentative Subdivision Map shall not constitute the waiver of any requirement of the City's Ordinances or regulations, except where a condition set forth herein specifically provides for a waiver. All mitigation measures outlined in the Doyle Ranch Mitigated Negative Declaration are hereby incorporated and made conditions of approval whether restated herein or not.
35. The Developer/Applicant shall obtain, pay for and comply with all permits from the Imperial Irrigation District, and other applicable agencies for all improvements within, across, or affecting the respective rights of way.

36. All Final Tract Maps shall provide for 10-foot public utility easements adjacent to all street rights of way for underground power, communications and cable television systems.
37. All off-site and on-site improvements shall comply with the City of Imperial Development Standards. Where no standards exist, the improvements shall be completed in accordance with the City Engineer's recommendations.
38. The Developer/Applicant shall comply with all requirements of the Imperial County Fire Department. Such requirements may include, but are not limited to, the location and sizing of fire hydrants, premise identification numbers (address numbers), and roadway access. All residential water pipelines shall be adequately sized to sustain 1,500 gallons per minute (gpm) for two hours plus peak demand in accordance with the latest edition of the National Fire Protection Association (NFPA) Codes and Standards. Pipeline sizes shall be the next largest standard size with readily available replacement parts (i.e., 12" pipelines for those identified as 10").
39. The cul-de-sac on Street A shall have a minimum unobstructed radius of 60'. For the purposes of this section, obstructions to the cul-de-sac radius include parked cars.
40. Blow-off valves shall be installed for all dead-end water lines.
41. A 26-foot clear area shall be provided along drive lanes, and no parking shall be allowed in the drive lanes. No parking areas shall be clearly marked.
42. The Tentative Subdivision Map shall be valid for a period of two years following the City Council approval and the appeal period. The Developer may request time extensions in accordance with the Subdivision Map Act, but the granting of such time extensions is not automatic and is at the discretion of the City Council.
43. The Developer/Applicant shall record agricultural easements, to put new homeowners on notice regarding the noise, dust, odors and other potential impacts associated with active farming of nearby lands. The Developer/Applicant shall also make homeowners aware of the Imperial County Right to Farm Ordinance when they purchase new homes in the project area.
44. The Tract Map shall include an avigation easement for all lots created. In addition, all lots will be developed and sold with a hold harmless agreement with the City of Imperial and the County of Imperial Airport, and the US Naval Air Facility – El Centro. The avigation easement shall be reviewed and approved by the Imperial County Airport Manager and shall be consistent with the avigation easement recorded for the Mayfield Subdivision.
45. The Developer/Applicant shall agree to defend, indemnify and hold harmless the City of Imperial, Imperial County Airport, and the US Naval Air Facility – El Centro and their agents, including consultants, officers and employees from any claim, action or proceeding against the City, County Airport, or Naval Air Facility or their agents, including consultants, officers and employees to attack, set aside, void, or annul the approval of the Tentative Tract Map and associated Zone Change, General Plan Amendment and Mitigated Negative Declaration. This indemnification obligation shall include, but not be limited to, damages, costs, expenses, attorneys fees, or expert witness costs that may be asserted by any person or entity, including the Developer/Applicant arising out of or in connection with the approval of the Tentative Tract Map and associated Zone Change, General Plan Amendment and Mitigated Negative Declaration, including any claim for

private attorney general fees claimed by or awarded to any party from the City, County Airport or Naval Air Facility.

46. All conditions of approval for this Tentative Map shall be reprinted and included as a plan sheet(s) with the building permit plan check sets submitted for review and approval. These conditions of approval shall be on, at all times, all grading, landscaping, and construction plans kept on the project site. It is the responsibility of the applicant to ensure that the project contractor is aware of, and abides by, all conditions of approval. It is the responsibility of the applicant to ensure that the project landscape contractor is aware of, and adheres to, the approved landscape and irrigation plans. Prior approval from the Planning Department must be received before any changes are constituted in site design, grading, building design, building colors or materials, landscape material, etc.
47. The Developer/Applicant shall submit a Phasing Plan to the Planning Commission for review and approval. The project may be developed in phases but each phase of the PUD can, together with any phases that preceded it, exist as an independent unit that meets all applicable regulations even if no subsequent phase should ever be completed.
- 48. For the Development of Mayfield Unit 3C the Developer must provide the installation of the water line loop and Cross Road will not require to be paved half way.**

DATE SUBMITTED April 24, 2019  
 SUBMITTED BY L Gutierrez  
 DATE ACTION REQUIRED April 23, 2019

COUNCIL ACTION (x)  
 PUBLIC HEARING REQUIRED ( )  
 RESOLUTION (x)  
 ORDINANCE 1<sup>ST</sup> READING ( )  
 ORDINANCE 2<sup>ND</sup> READING ( )  
 CITY CLERK'S INITIALS [Signature]

## IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: **DISCUSSION/ACTION: APPROVAL/DISAPPROVAL OF RESOLUTION 2019-15 FOR REMOVAL OF CFD SPECIAL TAX LIEN OF ALL PARCELS EAST OF LAGAKES AVENUE CFD NO. 2004-1 (VICTORIA RANCH).**

1. APPROVAL/DISAPPROVAL OF RESOLUTION NO. 2019-15 FOR REMOVAL OF CFD SPECIAL TAX LIEN OF ALL PARCELS EAST OF LAGAKES AVENUE CFD NO. 2004-1 (VICTORIA RANCH).

DEPARTMENT INVOLVED: **FINANCE DEPARTMENT**

**BACKGROUND/SUMMARY:**

The City of Imperial received a request from Jim Lessley of Victoria Ranch for removal of CFD Special Tax Lien of all parcels East of Lagakes Avenue for CFD No. 2004-1 (Victoria Ranch). After review by CFD consultant Koppel & Gruber Public Finance, it was determined that the Victoria Ranch CFD and bond issue was only supposed to affect the West half of the project area, therefore the parcels East of Lagakes Avenue were not intended to be part of the CFD Special Tax Lien and were deemed as exempt from the CFD Special Taxes.

**FISCAL IMPACT:**

None

F.O. INITIALS [Signature]

**STAFF RECOMMENDATION:**

Staff recommends that Council approve Resolution No. 2019-15 to remove CFD Special Tax Lien of all parcels East of Lagakes that are currently classified as exempt in CFD No. 2004-1 (Victoria Ranch).

**MANAGER'S RECOMMENDATION:**

MANAGER'S INITIALS [Signature]

It is the City Manager's recommendation that Council approve Resolution No. 2019-15.

**MOTION:**

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ( ) REJECTED ( )  
 DISAPPROVED ( ) DEFERRED ( )

REFERRED TO:

**RESOLUTION NO. 2019-15**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
IMPERIAL, ACTING AS THE LEGISLATIVE BODY OF  
COMMUNITY FACILITIES DISTRICT NO. 2004-1  
(VICTORIA RANCH) OF THE CITY OF IMPERIAL,  
DETERMINING THAT THE SPECIAL TAX ON CERTAIN  
PARCELS OF SAID COMMUNITY FACILITIES DISTRICT  
SHALL CEASE TO BE LEVIED AND AUTHORIZING AND  
DIRECTING THE RECORDATION OF A NOTICE OF  
CESSATION OF SPECIAL TAX**

**WHEREAS**, the City Council of the City of Imperial (the "City Council") has heretofore undertaken proceedings to form Community Facilities District No. 2004-1 (Victoria Ranch) (the "Community Facilities District"); and

**WHEREAS**, on October 6, 2004, the City Council, acting as the legislative body of the District, adopted an ordinance (the "Original Ordinance") which provided for the levy of the Special tax in accordance with the rate and method of apportionment. On June 1, 2005, the City Council adopted an Ordinance (together with the Original Ordinance, the "Ordinance") that amended the rate and method of apportionment (as amended, the "Rate and Method"). An Amended Notice of Special Tax Lien was recorded in the office of the Recorder of the County of Imperial (the "County") for the Community Facilities District on March 1, 2006, as Document No. 2006-010650 (the "Amended Notice of Special Tax Lien"); and

**WHEREAS**, in 2005, the Community Facilities District issued its City of Imperial Community Facilities District No. 2004-1 (Victoria Ranch) 2005 Special Tax Bonds, Series A in an aggregate principal amount of \$11,125,000 (the "2005 Bonds"); which were refunded by the Community Facilities District's City of Imperial Community Facilities District No. 2004-1 (Victoria Ranch) Special Tax Refunding Bonds, Series 2015A, issued in the aggregate principal amount of \$5,465,000 (the "2015 Bonds" and collectively, the "Bonds"); and

**WHEREAS**, the Rate and Method classifies as "Exempt Parcels," among others "all parcels which are currently owned and were owned prior to April 20, 2005 by Legakes, James G. & Kayren Dee," which property is comprised of Victoria Ranch Phase III and Victoria Ranch Phase IV, which lie in the easterly 160-acre portion of the District" (the "Exempt Parcels"); and

**WHEREAS**, the Exempt Parcels include Assessor Parcel Nos. ("APN(s)") 044-220-093 through 107 (Originally a Portion of APN 044-220-75-01); and

**WHEREAS**, although the Exempt Parcels lies within the boundaries of the Community Facilities District, such property is exempt from the levy of Special taxes in the Community Facilities District and no Special tax has been levied by the Community Facilities District on the Exempt Parcels, and Special taxes on the Exempt Parcels are not pledged to the repayment of the Bonds;

**WHEREAS**, the Community Facilities District has not issued bonds which are secured by the levy of Special taxes on the Exempt Parcels or otherwise pledged Special taxes on the Exempt

Parcels to secure payments and therefore has no financial need to be authorized to levy the Special tax on the Exempt Parcels; and

**WHEREAS**, the Board of Directors has determined that it no longer intends to incur debt in order to construct facilities, and that there are no costs and incidental expenses of services or of the construction of facilities for which the levy of special taxes is needed on the Exempt Parcels; and

**WHEREAS**, elimination of the special tax on the Exempt Parcels will not result in the loss of any benefits to the owners of property within the remaining parcels of the Community Facilities District; and

**WHEREAS**, the Board of Directors acting as the legislative body of the Community Facilities District desires to take action in accordance with Government Code Section 53330.5 to determine that the obligation of the Exempt Parcels to pay the special tax within the Community Facilities District has ceased and to extinguish the lien created by the Notice of Special Tax Lien on the Exempt Parcels; and

**NOW, THEREFORE**, the City Council, acting in its capacity as the legislative body of the Community Facilities District, does hereby resolve, determine and order as follows:

1. Each of the above recitals is true and correct, as is each of the findings and determinations set forth therein; and each of said recitals, findings and determinations is hereby adopted.

2. In accordance with Government Code Section 53330.5, the City Council acting as the legislative body of the Community Facilities District hereby determines that the obligation to pay the special tax on the Exempt Parcels within the Community Facilities District has ceased and hereby authorizes and directs the City Clerk to execute a Notice of Cessation of Special Tax for the Exempt Parcels and to cause it to be recorded with the County Recorder of the County of Imperial.

4. This Resolution shall be effective upon its adoption.

The City Clerk shall certify the adoption of this resolution.

PASSED, APPROVED and ADOPTED this \_\_\_<sup>th</sup> day of \_\_\_\_\_, 2019.

---

Robert Amparano, Mayor

ATTEST:

---

Debra Jackson, City Clerk

**Recording Requested By and  
When Recorded Mail To:**

Stradling Yocca Carlson & Rauth  
660 Newport Center Drive, Suite 1600  
Newport Beach, California 92660  
Attn: Bradley R. Neal, Esq.

This document is exempt from the payment of a recording fee pursuant to Government Code Section 6103.

**NOTICE OF CANCELLATION OF SPECIAL TAX  
FOR CERTAIN PARCELS WITHIN CITY OF IMPERIAL  
COMMUNITY FACILITIES DISTRICT NO. 2004-1  
(VICTORIA RANCH)**

NOTICE IS HEREBY GIVEN that, pursuant to Section 53330.5 of the Government Code and Resolution No. \_\_\_\_\_ adopted \_\_\_\_\_, 2019, the City Council of the City of Imperial, Imperial County, State of California (the "City"), acting as the legislative body of City of Imperial Community Facilities District No. 2004-1 (Victoria Ranch) (the "District" or "CFD No. 2004-1"), has determined that the special tax and lien imposed upon certain real property within the District more fully described in Exhibit A hereto (the "Property") and imposed by the Amended Notice of Special Tax Lien recorded on March 1, 2006 as Document No. 2006-010650 of the records of the County Recorder of Imperial County, State of California, has ceased and such lien is extinguished. The recordation of this notice shall have no effect upon the lien imposed upon other property, other than the Property.

Reference is made to the boundary map of the District recorded at Book No. 02 of Maps of Assessment and Community Facilities Districts at Page No. 24, recorded as Instrument No. 04-29391 in the office of the County Recorder for the County of Imperial, State of California, which map is the boundary map of the District.

Dated:

---

City Clerk of the City of Imperial, Acting as the  
Legislative Body of City of Imperial Community  
Facilities District No. 2004-1 (Victoria Ranch)

## EXHIBIT A

### OWNERSHIP AND APNS FOR CANCELLATION OF SPECIAL TAX LIEN FOR COMMUNITY FACILITIES DISTRICT NO 2004-1 (VICTORIA RANCH)

| Owners of Record                        | Assessor Parcel Numbers |
|-----------------------------------------|-------------------------|
| Legakes, James G. & Kayren Dee          | 044-220-093-000         |
|                                         | 044-220-094-000         |
|                                         | 044-220-095-000         |
|                                         | 044-220-096-000         |
|                                         | 044-220-097-000         |
|                                         | 044-220-098-000         |
|                                         | 044-220-099-000         |
|                                         | 044-220-100-000         |
|                                         | 044-220-101-000         |
|                                         | 044-220-102-000         |
|                                         | 044-220-103-000         |
|                                         | 044-220-104-000         |
|                                         | 044-220-105-000         |
|                                         | 044-220-106-000         |
|                                         | 044-220-107-000         |
| Originally a Portion of (044-220-75-01) |                         |

DATE SUBMITTED 04/24/2019  
 SUBMITTED BY Public Services Dir.  
 DATE ACTION REQUIRED 05/01/2019

**Agenda Item No**  
 CITY COUNCIL ACTION (X)  
 PUBLIC HEARING REQUIRED ( )  
 RESOLUTION ( )  
 ORDINANCE 1<sup>ST</sup> READING ( )  
 ORDINANCE 2<sup>ND</sup> READING ( )  
 CITY CLERK'S INITIALS ( )

**IMPERIAL CITY COUNCIL  
 AGENDA ITEM**

|                                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                            |  |                                                                     |                                                                          |                                            |
|---------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------|--|---------------------------------------------------------------------|--------------------------------------------------------------------------|--------------------------------------------|
| <b>SUBJECT:</b>                                                     | <b>DISCUSSION/ACTION: REQUEST BY MARTIN AND TERESA PENA FOR WATER AND SEWER CONNECTION FOR PARCEL LOCATED OUTSIDE CITY LIMITS - 614 W. WORTHINGTON ROAD.</b>                                                                                                                                                                                                                                                                                                        |                                            |  |                                                                     |                                                                          |                                            |
|                                                                     | <ol style="list-style-type: none"> <li>1. APPROVAL OF REQUEST TO CONNECT TO CITY'S SEWER LINE IN WORTHINGTON ROAD.</li> <li>2. APPROVAL OF REQUEST TO CONNECT TO CITY'S WATER LINE IN NANCE ROAD.</li> </ol>                                                                                                                                                                                                                                                        |                                            |  |                                                                     |                                                                          |                                            |
|                                                                     | DEPARTMENT INVOLVED: Public Services and Planning                                                                                                                                                                                                                                                                                                                                                                                                                   |                                            |  |                                                                     |                                                                          |                                            |
|                                                                     | <b>BACKGROUND/SUMMARY:</b><br><br>Please see written request received from Mr. and Mrs. Pena. They are requesting permission to connect to the city's wastewater and water services lines for their residence located at 614 W. Worthington Road. This location is outside of city limits and requires City Council approval to connect to these services.<br><br>Mr. and Mrs. Pena have been informed of the costs and permitting requirements as set by the city. |                                            |  |                                                                     |                                                                          |                                            |
|                                                                     | <b>FISCAL IMPACT</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                            |  |                                                                     |                                                                          |                                            |
|                                                                     | <b>STAFF RECOMMENDATION :</b>                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                            |  |                                                                     |                                                                          |                                            |
|                                                                     | <b>MANAGER'S RECOMMENDATION:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                    | <b>MANAGER'S INITIAL</b> _____             |  |                                                                     |                                                                          |                                            |
|                                                                     | <b>MOTION:</b><br><br><br><br><br><br><br><br><br><br><table style="width: 100%;"> <tr> <td style="width: 40%;"> <b>SECONDED:</b><br/> <b>AYES:</b><br/> <b>NAYES:</b><br/> <b>ABSENT:</b> </td> <td style="width: 20%;"> <b>APPROVED</b> ( )<br/> <b>DISAPPROVED</b> ( )<br/><br/> <b>REFERRED TO:</b> </td> <td style="width: 40%;"> <b>REJECTED</b> ( )<br/> <b>DEFERRED</b> ( )         </td> </tr> </table>                                                    |                                            |  | <b>SECONDED:</b><br><b>AYES:</b><br><b>NAYES:</b><br><b>ABSENT:</b> | <b>APPROVED</b> ( )<br><b>DISAPPROVED</b> ( )<br><br><b>REFERRED TO:</b> | <b>REJECTED</b> ( )<br><b>DEFERRED</b> ( ) |
| <b>SECONDED:</b><br><b>AYES:</b><br><b>NAYES:</b><br><b>ABSENT:</b> | <b>APPROVED</b> ( )<br><b>DISAPPROVED</b> ( )<br><br><b>REFERRED TO:</b>                                                                                                                                                                                                                                                                                                                                                                                            | <b>REJECTED</b> ( )<br><b>DEFERRED</b> ( ) |  |                                                                     |                                                                          |                                            |

Martin Pena  
Teresa Pena  
614 W Worthington Rd.  
Imperial, Ca 92251

March 6, 2019

City of Imperial  
420 S Imperial Ave.  
Imperial, Ca 92251

Dear City of Imperial:

We are interested in City of Imperial's services and would like to receive city services on our property. We understand that there will be costs and will be responsible for these.

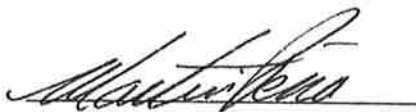
We currently have canal water and use a water pump, we have had to deal with the failing of the water pump and costly repairs and even replacing it over the years.

When there is rain and wind our water has a foul odor, it's dirty and stains our clothes when doing laundry, we need to wash dishes using filtered water. This situation usually will last 2 to 3 weeks.

We need to have a water delivery system to drink, cook and wash our fruits and vegetables because canal water does not meet these standards causing us an extra expense.

Your consideration on this request is greatly appreciated.

Sincerely,



Martin Pena



Teresa Pena

DATE SUBMITTED 04/24/2019  
 SUBMITTED BY Public Services Dir.  
 DATE ACTION REQUIRED 05/01/2019

**Agenda Item No**  
 CITY COUNCIL ACTION (X)  
 PUBLIC HEARING REQUIRED ( )  
 RESOLUTION ( )  
 ORDINANCE 1<sup>ST</sup> READING ( )  
 ORDINANCE 2<sup>ND</sup> READING ( )  
 CITY CLERK'S INITIALS **76**

**IMPERIAL CITY COUNCIL  
 AGENDA ITEM**

**SUBJECT: DISCUSSION/ACTION: REQUEST BY TOM MAZEROLL FOR WATER SERVICE CONNECTION FOR PARCEL LOCATED OUTSIDE CITY LIMITS – 2620 NANCE ROAD.**

1. APPROVAL OF REQUEST TO CONNECT TO CITY'S WATER LINE IN NANCE ROAD.

DEPARTMENT INVOLVED: Public Services and Planning

**BACKGROUND/SUMMARY:**

Please see written request received from Mr. Mazeroll. Mr. Mazeroll is requesting permission to connect to the city's water service line for his residence located at 2620 Nance Road. This location is outside of city limits and requires City Council approval to connect to these services.

Mr. Mazeroll has been informed of the costs and permitting requirements as set by the city.

**FISCAL IMPACT**

**STAFF RECOMMENDATION :**

**MANAGER'S RECOMMENDATION:**

MANAGER'S INITIAL \_\_\_\_\_

**MOTION:**

SECONDED:  
 AYES:  
 NAYES:  
 ABSENT:

APPROVED ( ) REJECTED ( )  
 DISAPPROVED ( ) DEFERRED ( )

REFERRED TO:

Date 04-08-2019

To: Imperial Building Department

I would the City of Imperial to provide water service to 2620 Nance Road, Imperial Ca through the existing water main.

Thank you

A handwritten signature in black ink, appearing to read "Tom Mazeroll", with a stylized flourish at the end.

Tom Mazeroll

2620 Nance Road, Imperial CA 92251

760-455-0263

[tom@mazeroll.com](mailto:tom@mazeroll.com)

Agenda Item No. R 4

DATE SUBMITTED

04/22/19

SUBMITTED BY

Community Services  
Department - Haller

DATE ACTION REQUIRED

05/01/19

COUNCIL ACTION (X)  
PUBLIC HEARING REQUIRED ( )  
RESOLUTION ( )  
ORDINANCE 1<sup>ST</sup> READING ( )  
ORDINANCE 2<sup>ND</sup> READING ( )  
CITY CLERK'S INITIALS 

## IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION:  
AUTHORIZATION TO PURCHASE MATERIALS AND INSTALL  
LIGHTING AT SKY RANCH PARK

DEPARTMENT INVOLVED: COMMUNITY SERVICES AND PUBLIC SERVICES DEPARTMENTS

BACKGROUND/SUMMARY:

During the City Council Strategic Planning Retreat on February 9<sup>th</sup>, Council provided direction to install light fixtures at the basketball courts located at Paseo del Sol and Sunset Parks. The City received two quotes for supplies and materials required for the light poles to be installed at Paseo Del Sol, Sunset and Sky Ranch Parks. Based on the quotes and estimates for additional materials and equipment rentals, the cost per per park is estimated at less than \$15,000. Council approved the purchase of materials and installation of lighting at Paseo Del Sol and Sunset Parks on April 17th, 2019. The Public Services Department will install the light poles at Sky Ranch Park.

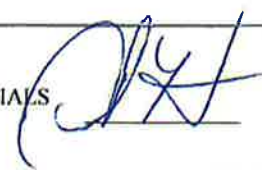
FISCAL IMPACT:

Not to exceed \$15 000.00 per light pole.

FINANCE  
INITIALS \_\_\_\_\_

STAFF RECOMMENDATION:

Authorization to install lighting at Sky Ranch Park not to exceed \$15,000.00.

DEPT. INITIALS 

MANAGER'S RECOMMENDATION:

CITY  
MANAGER'S  
INITIALS \_\_\_\_\_

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ( )  
DISAPPROVED ( )

REJECTED ( )  
DEFERRED ( )

REFERRED TO:

DATE SUBMITTED April 24, 2019  
 SUBMITTED BY Public Services  
 DATE ACTION REQUIRED May 1, 2019

COUNCIL ACTION  
 PUBLIC HEARING REQUIRED ☒  
 RESOLUTION ☐  
 ORDINANCE 1<sup>ST</sup> READING ☐  
 ORDINANCE 2<sup>ND</sup> READING ☐  
 CITY CLERK'S INITIALS ☒

## IMPERIAL CITY COUNCIL AGENDA ITEM

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                    |                                         |                                                    |                                        |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|-----------------------------------------|----------------------------------------------------|----------------------------------------|
| SUBJECT: WW UV System      DISCUSSION/ACTION:<br><div style="margin-left: 150px;">                     1. Discuss, Approve/Disapprove purchase of maintenance equipment parts for UV System at Waste Water Plant.                 </div>                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                    |                                         |                                                    |                                        |
| DEPARTMENT INVOLVED:<br>Public Services Waste Water                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                    |                                         |                                                    |                                        |
| BACKGROUND/SUMMARY:<br>Requesting to purchase parts and spare rack for Semi-Annual maintenance on UV system. Current spare rack will be used for replacement of current rack.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                    |                                         |                                                    |                                        |
| FISCAL IMPACT: \$202,802.75 – DC Frost Associates, Inc.<br><br>100% Maintenance Waste Water – GL: 55-520-5241                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | FINANCE INITIALS _____                             |                                         |                                                    |                                        |
| STAFF RECOMMENDATION: Approval                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | DEPT. INITIALS _____                               |                                         |                                                    |                                        |
| MANAGER'S RECOMMENDATION: n/a                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | CITY MANAGER'S INITIALS _____                      |                                         |                                                    |                                        |
| MOTION:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                    |                                         |                                                    |                                        |
| <table style="width: 100%; border: none;"> <tr> <td style="width: 33%;">                             SECONDED:<br/>                             AYES:<br/>                             NAYES:<br/>                             ABSENT:                         </td> <td style="width: 33%; text-align: center; vertical-align: top;">                             APPROVED    (<br/>                             DISAPPROVED (<br/> <br/>                             REFERRED TO:                         </td> <td style="width: 33%; text-align: center; vertical-align: top;">                             REJECTED    (<br/>                             DEFERRED    (<br/> <br/> </td> </tr> </table> |                                                    | SECONDED:<br>AYES:<br>NAYES:<br>ABSENT: | APPROVED    (<br>DISAPPROVED (<br><br>REFERRED TO: | REJECTED    (<br>DEFERRED    (<br><br> |
| SECONDED:<br>AYES:<br>NAYES:<br>ABSENT:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | APPROVED    (<br>DISAPPROVED (<br><br>REFERRED TO: | REJECTED    (<br>DEFERRED    (<br><br>  |                                                    |                                        |

**DC Frost Associates, Inc**

A Coombs Hopkins Company  
2855 Mitchell Drive, Suite 215  
Walnut Creek, CA 94598

**Quotation**

| Date      | Quote # |
|-----------|---------|
| 4/23/2019 | 102115  |

**Bill To**

City of Imperial  
Attn: WWTP  
420 S. Imperial Avenue  
Imperial, CA 92251

**Ship To**

City of Imperial WWTP  
Attn: Chris Kemp (760-457-5772)  
420 S. Imperial Avenue  
Imperial, CA 92551

E-mail: ckemp@cityofimperial.org  
Phone: 760-457-5772

| Model                                                          |     | Equipment                                                                                  | Project/Serial # | FOB        |  |
|----------------------------------------------------------------|-----|--------------------------------------------------------------------------------------------|------------------|------------|--|
| UV3000Plus 2007                                                |     | Trojan                                                                                     | 511222           | Fact. PPA  |  |
| Line                                                           | Qty | Description                                                                                | Unit Price       | Total      |  |
| a                                                              | 4   | Part, 316491A630WH0100 MOD, UV3+ 6L 40 LS CL                                               | 15,147.00        | 60,588.00T |  |
| b                                                              | 6   | Part, 316491A631WH0100 MOD, UV3+ 6L 40 RS CL                                               | 15,147.00        | 90,882.00T |  |
| c                                                              | 2   | Part, 316491A630WH1100 MOD, UV3+ 6L 40 LS /SNR<br>DOES NOT INCLUDE INSTALLATION OR SERVICE | 18,373.00        | 36,746.00T |  |
| FREIGHT CHARGES ARE EXTRA AND WILL BE ADDED<br>TO ALL INVOICES |     |                                                                                            |                  |            |  |
| Sales Tax                                                      |     |                                                                                            | 14,586.75        | 14,586.75  |  |
| Quote Prepared By: Debby Patton                                |     |                                                                                            | Total:           |            |  |

**PRICES QUOTED HEREIN ARE VALID FOR 30 DAYS.**

**Payment Terms: Net 30**

**If prices quoted do not include sales or use tax, such taxes, if required, are to be paid by the Purchaser.**  
**DCF Terms & Conditions apply on all orders (copy available upon request).**

*We are pleased to offer our quotation on the equipment or service listed above.  
Please contact us if you have any questions.*

Emails:  
debby@chcwater.com  
blanca@chcwater.com

Page 1

Phone: (800) 964-9733  
Fax: (925) 947-6784

**DC Frost Associates, Inc**

A Coombs Hopkins Company  
2855 Mitchell Drive, Suite 215  
Walnut Creek, CA 94598

**Quotation**

| Date      | Quote # |
|-----------|---------|
| 4/23/2019 | 102115  |

**Bill To**

City of Imperial  
Attn: WWTP  
420 S. Imperial Avenue  
Imperial, CA 92251

**Ship To**

City of Imperial WWTP  
Attn: Chris Kemp (760-457-5772)  
420 S. Imperial Avenue  
Imperial, CA 92551

E-mail: ckemp@cityofimperial.org  
Phone: 760-457-5772

| Model                           |     | Equipment                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Project/Serial # | FOB        |              |
|---------------------------------|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|------------|--------------|
| UV3000Plus 2007                 |     | Trojan                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 511222           | Fact. PPA  |              |
| Line                            | Qty | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                  | Unit Price | Total        |
|                                 |     | NOTE: DC FROST ASSOCIATES, INC. CAN NO LONGER ACCEPT VERBAL ORDERS.<br><br>In lieu of a formal Purchase Order, you may sign and date the Quotation and e-mail or fax to the author of the quote. By doing this, you are authorizing your acceptance of the Quote and giving approval to place the order. Simply include any quantity changes, your PO number and signature along with any changes to the Bill To or Ship To information.<br><br>SIGNATURE / DATE / PO#:<br><br><hr/> |                  | 0.00       | 0.00         |
| Quote Prepared By: Debby Patton |     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                  | Total:     | \$202,802.75 |

**PRICES QUOTED HEREIN ARE VALID FOR 30 DAYS.**

**Payment Terms: Net 30**

**If prices quoted do not include sales or use tax, such taxes, if required, are to be paid by the Purchaser.**  
**DCF Terms & Conditions apply on all orders (copy available upon request).**

*We are pleased to offer our quotation on the equipment or service listed above.  
Please contact us if you have any questions.*

Emails:  
debby@chcwater.com  
blanca@chcwater.com

Page 2

Phone: (800) 964-9733  
Fax: (925) 947-6784

DATE SUBMITTED April 24, 2019  
 SUBMITTED BY Public Services  
 DATE ACTION REQUIRED May 1, 2019

COUNCIL ACTION ☒  
 PUBLIC HEARING REQUIRED ☐  
 RESOLUTION ☐  
 ORDINANCE 1<sup>ST</sup> READING ☐  
 ORDINANCE 2<sup>ND</sup> READING ☐  
 CITY CLERK'S INITIALS ☒

## IMPERIAL CITY COUNCIL AGENDA ITEM

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                               |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
| SUBJECT: Smart Covers      DISCUSSION/ACTION:<br><div style="margin-left: 150px;">1. Discuss, Approve/Disapprove purchase of Smart Covers.</div>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                               |
| DEPARTMENT INVOLVED:<br>Public Services Waste Water                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                               |
| BACKGROUND/SUMMARY:<br>City is looking into smart covers system. Requesting to purchase 4 as a trial basis. Confirmed with Alex Estrada, IT Director, that Smart Covers will work with SCADA system. Items were budgeted as a capital expense.                                                                                                                                                                                                                                                                                                                                                                                     |                               |
| FISCAL IMPACT: \$20,721.26 – Smart Cover Systems<br><br>100% Waste Water                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | FINANCE INITIALS _____        |
| STAFF RECOMMENDATION: Approval                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | DEPT. INITIALS _____          |
| MANAGER'S RECOMMENDATION: n/a                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | CITY MANAGER'S INITIALS _____ |
| MOTION:<br><br><br><div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">                     SECONDED:<br/>                     AYES:<br/>                     NAYES:<br/>                     ABSENT:                 </div> <div style="width: 45%;">                     APPROVED <input type="checkbox"/><br/>                     DISAPPROVED <input type="checkbox"/><br/>                     REFERRED TO:                 </div> <div style="width: 45%;">                     REJECTED <input type="checkbox"/><br/>                     DEFERRED <input type="checkbox"/> </div> </div> |                               |

**Jackie Loper**

---

**From:** Edgar Self  
**Sent:** Wednesday, April 17, 2019 1:14 PM  
**To:** Jackie Loper  
**Cc:** Isaiah Gonzalez; Chris Kemp  
**Subject:** FW: SmartCover Systems - Tri-State - Follow Up  
**Attachments:** City of Imperial - SmartFLOE 4 Unit Quote.pdf; MKT-104-A SmartFLOE.PDF

**From:** Eric Van Cleave [<mailto:evcleave@smartcoversystems.com>]  
**Sent:** Wednesday, October 17, 2018 10:52 AM  
**To:** Edgar Self  
**Subject:** Re: SmartCover Systems - Tri-State - Follow Up

Hi Eddy,

Thank you for taking the time to speak with me this morning. Per our conversation, I have attached a quote for '4' SmartFLOE units. These units monitor level for SSO prevention and can do Flow Estimation using Manning's Equation. Since we use Manning's Equation to estimate flow, please see the criteria below:

- Single straight through channel (no intersecting pipes)
- No bends in the pipe
- Water levels are not above the shelf
- Pipe size 8 inches or bigger

I have also quoted our Standard 15' Cable. If any of the locations you are looking to monitor are deeper than 18', please let us know so I can revise the quote for our 25' cable. I have also included our SmartFLOE brochure for reference.

Let me know if you have any questions or need anything else. My cell is 760.224.9526.

Best Regards,



**Eric Van Cleave**  
Sales Engineer, SmartCover Systems

760-291-1980 | [smartcoversystems.com](http://smartcoversystems.com)  
2067 Wineridge Place, Suite E, Escondido, CA 92029

IMPORTANT: The contents of this email and any attachments are confidential. They are intended for the named recipient(s) only. If you have received this email by mistake, please notify the sender immediately and do not disclose the contents to anyone or make copies thereof.

On Tue, Oct 16, 2018 at 1:52 PM, Eric Van Cleave <[evcleave@smartcoversystems.com](mailto:evcleave@smartcoversystems.com)> wrote:  
Hi Eddy,

I received your voice message. Thank you for replying so quickly. Unfortunately, I have Jury Duty today and currently only available by email. I should be able to give you a call this afternoon or tomorrow to further discuss.

Best Regards,



**Eric Van Cleave**

Sales Engineer, SmartCover Systems

[760-291-1980](tel:760-291-1980) | [smartcoversystems.com](http://smartcoversystems.com)

2067 Wineridge Place, Suite E, Escondido, CA 92029

IMPORTANT: The contents of this email and any attachments are confidential. They are intended for the named recipient(s) only. If you have received this email by mistake, please notify the sender immediately and do not disclose the contents to anyone or make copies thereof.

On Tue, Oct 16, 2018 at 1:35 PM, Eric Van Cleave <[evcleave@smartcoversystems.com](mailto:evcleave@smartcoversystems.com)> wrote:  
Hi Eddy,

I hope you are doing well. I had a conversation with Jackie Loper a few weeks ago at Tri-State. Jackie asked that I reached out to you again to see if we could further discuss (phone or in-person meeting) our SmartCover units and how they could be beneficial for the City of Imperial.

My cell is 760.224.9526. I look forward to hearing from you again soon!

Best Regards,



**Eric Van Cleave**

Sales Engineer, SmartCover Systems

[760-291-1980](tel:760-291-1980) | [smartcoversystems.com](http://smartcoversystems.com)

2067 Wineridge Place, Suite E, Escondido, CA 92029

IMPORTANT: The contents of this email and any attachments are confidential. They are intended for the named recipient(s) only. If you have received this email by mistake, please notify the sender immediately and do not disclose the contents to anyone or make copies thereof.

**SmartFLOE<sup>®</sup> - Flow Level Optimized Estimation (FLOE) Quotation**  
**4 SmartFLOE Units**

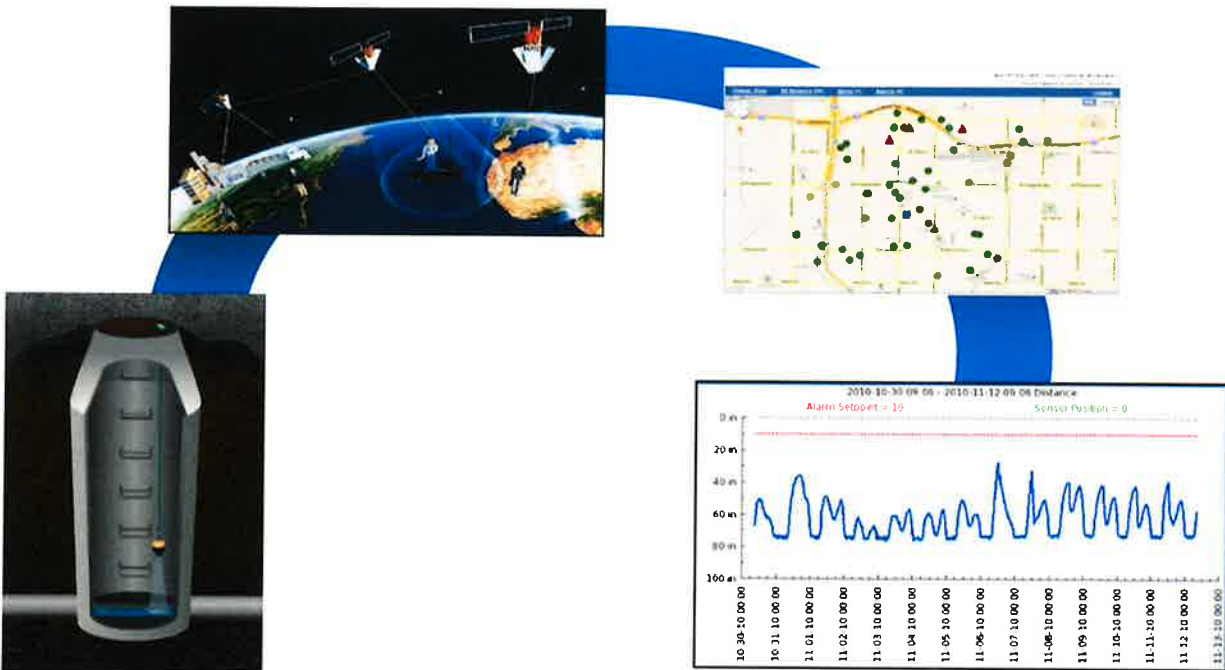
For

**City of Imperial**

**Attention: Eddy Self**

**Presented  
by**

**SmartCover<sup>®</sup> Systems<sup>™</sup>**



**Quotation Date: 10/17/2018**

**Quote Validity: 60 Days**

**By: Eric Van Cleave**

**[evcleave@smartcoversystems.com](mailto:evcleave@smartcoversystems.com)**

**760.224.9526**

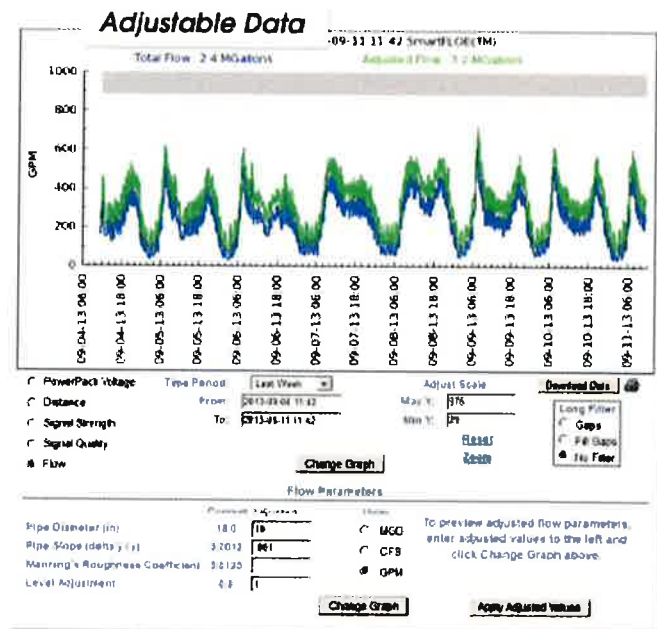
## SmartFLOE<sup>®</sup>

Flow measurement is a valuable management metric for any open channel water conveyance system. However, conventional flow measurement methods can be expensive and complex, posing challenges with regard to reliability, data collection and ease of maintenance.

The patent pending SmartFLOE<sup>™</sup> Flow Estimation System solves these problems by providing a low-cost, low maintenance, high reliability method for remote flow measurement and communication. Using the core SmartCover<sup>®</sup> technology for non-contact remote monitoring and global data communication, the advanced SmartFLOE<sup>™</sup> algorithm provides ongoing real-time measurement of flow rate.

Under proper flow conditions, SmartFLOE<sup>™</sup> can be used to provide highly repeatable flow measurements or be calibrated to arbitrary accuracy to a previously calibrated instrument. Flow over weirs and through flumes can also be calculated. Knowledge of flow conditions during wet weather events compared to dry weather flow can help support a rigorous I&I assessment program.

With user-definable alarm settings, the SmartFLOE<sup>™</sup> system can warn of impending overflow issues before they occur, communicating to assigned personnel via email or text. Users are kept informed of the system's operating status so that maintenance and preventive measures can be planned well in advance.



**SmartCover<sup>®</sup> Systems<sup>™</sup> (SCS)** is pleased to provide the following Proposal for:

**SmartFLOE<sup>®</sup> (SF)** FLOE Level Optimized Estimation (FLOE)

In this document please find:

- **SECTION 1: Pricing Summary**
- **SECTION 2: Additional Terms and Conditions, Limited Warranty**
- **SECTION 3: Customer Acceptance**

### SECTION 1: Pricing Summary

| Part Number                  | Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Unit Qty | Unit Price | Extended Price     |
|------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|------------|--------------------|
| <b>SF-Q-S-15</b>             | <b>SmartFLOE® System Components</b> <ul style="list-style-type: none"> <li><b>E-Box System Control</b> with onboard computer, modem, digital radio; fully potted and IP-68 rated.</li> <li><b>Distance Sensing Module (DSM)</b> with 4" to 79" sensor range, with 15' cable.</li> <li><b>PowerPack®</b>- lithium thionyl chloride battery with high power density.</li> <li><b>E-Square™ antenna</b>, including antenna and installation kit.</li> <li><b>Mounting bracket kit</b>- three-part amounting bracket set made of heavy gauge, hard-anodized aluminum; includes all mounting hardware.</li> </ul>                                                                                                                       | 4        | \$3,746    | \$14,984           |
| <b>System Parts Warranty</b> | <b>ONE (1) Year, System Parts-Only Warranty</b> <ul style="list-style-type: none"> <li>Limited Parts-Only Warranty on all SmartCover® System™ hardware.</li> <li>See Warranty Statement for complete details- Section 6</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 4        | Included   | Included           |
| <b>PowerPack™ Warranty</b>   | <b>TWO (2) Year, PowerPack Warranty</b> <ul style="list-style-type: none"> <li>Limited Parts-Only Warranty on the PowerPack™</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 4        | Included   | Included           |
| <b>ASM-SF1</b>               | <b>Active Site Management (ASM), One-Year.</b><br>Comprehensive support services including: <ul style="list-style-type: none"> <li>Software subscription with <i>unlimited number of users</i> accessed with secure user name and password</li> <li>Complete maintenance of all cloud based software</li> <li>Regular feature updates and upgrades including the all new <i>SmartTrend™</i>.</li> <li>Hosting of data storage – unlimited data storage</li> <li>Iridium Satellite connectivity service with bi-directional communication.</li> <li>Advisories, Maintenance Alerts and Alarms issued to customer defined personnel via email and/or text message</li> <li>Ongoing technical support via phone or online.</li> </ul> | 4        | \$595      | \$2,380            |
| <b>IST-1</b>                 | <b>Dedicated Customer Website: Initial Set-up &amp; Training (IST)</b> <ul style="list-style-type: none"> <li>Dedicated Customer Website set-up and training</li> <li>Browser-based, secure user access</li> <li>Includes map view, site-specific data and information</li> <li>Alarm and Advisories set-up</li> <li>Comprehensive training for login, website features and website functions</li> </ul> <p><i>Note: this is a one-time charge for new customers and does not apply to follow-on orders.</i></p>                                                                                                                                                                                                                   | 1        | \$900      | \$900              |
| <b>Installation Labor</b>    | Installation labor completed by trained SmartCover tech.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 4        | \$300      | \$1,200            |
| <b>Tax</b>                   | Sales Tax for Imperial – 7.75%                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1        | N/A        | \$1,161.26         |
| <b>Shipping</b>              | Shipping and Handling<br>Ground shipment FOB Escondido, CA                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1        | N/A        | \$96               |
| <b>TOTAL</b>                 | All items above                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |          |            | <b>\$20,721.26</b> |

### Delivery

- **Standard:** Six (6) weeks upon receipt of a Purchase Order and with receipt of complete engineering and site information from the customer as requested.
- All customers will be notified of the shipment date upon Order Acknowledgement.
- Actual availability may vary depending on total demand. The "Standard six weeks" is not a guarantee but a good faith estimate. It is strongly recommended that order be placed as early as possible. Reasonable efforts will be made to provide earlier delivery if requested.

### Pricing Terms and Conditions

- Payment: Net 30 days
- Late charges: A service charge of 1.5% per month may be added to all balances unpaid 30 days after invoice date.
- Cancellations: for all orders of less than \$10,000, cancellation is accepted prior to shipment. For orders equal to or greater than \$10,000, a 15% restocking charge is applied for cancellation.
- Returns: returns are accepted with a valid Return Material Authorization (RMA) number only.
- Failure to pay in accordance with these terms may void all warranties.

### Ongoing Costs

After the first year of operation, the following fees will provide **continued comprehensive services** including **software support, data storage, upgrades, added features, and satellite connectivity**.

These are *annual charges* paid prior to the start of the year.

| Part number                                                                                                                                                                                                     | Months covered | Payment schedule | Cost per year       |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|------------------|---------------------|
| <b>Active Site Management (ASM) (Required)</b> Website Access, software subscription, satellite connectivity, data analysis, data storage, trend advisories, maintenance alerts, alarms, online S/C monitoring. |                |                  |                     |
| ASM-SF1R                                                                                                                                                                                                        | 12             | Every year       | <b>\$595 Each</b>   |
| ASM-SF2R                                                                                                                                                                                                        | 24             | Every other year | <b>\$1,107 Each</b> |
| <b>PowerPack™ Warranty (Optional)</b> PARTS-ONLY, PowerPack™ Warranty for each installation, offering unlimited replacements during the Warranty term.                                                          |                |                  |                     |
| PW-5C1R                                                                                                                                                                                                         | 12             | Every year       | <b>\$199 Each</b>   |
| PW-5C-2YR                                                                                                                                                                                                       | 24             | Every other year | <b>\$358 Each</b>   |
| <b>Systems Parts Warranty Extension (Optional)</b> PARTS-ONLY, Warranty for each installation, covers: E-Box System Control, Distance Sensing Module (DSM), antenna, and mounting brackets                      |                |                  |                     |
| EW-SF1R                                                                                                                                                                                                         | 12             | Every year       | <b>\$399 Each</b>   |
| EW-SF2R                                                                                                                                                                                                         | 24             | Every other year | <b>\$742 Each</b>   |

## **SECTION 2. Additional Terms & Conditions, Limited Warranty**

### ***Mutual Hold Harmless***

SCS agrees, to the fullest extent permitted by law, to indemnify and hold harmless the Customer from any and all claims that may arise, or damages that may result, to SCS or SCS staff to the extent caused by SCS's negligence during the performance of this contract. Customer agrees, to the fullest extent permitted by law, to indemnify and hold harmless SCS, its officers, directors, employees and subcontractors (collectively, SCS) from any and all claims that may arise, to the extent caused by the Customer's negligent acts in connection with the installation, operation, or use of the SmartCover® System™, and the acts of its contractors, subcontractors or consultants or anyone for whom the Customer is legally liable. Neither SCS nor the Customer shall be obligated to indemnify the other party in any manner whatsoever for the other party's negligence.

### ***Loss of Communications***

Customer acknowledges that SCS is not responsible for the loss of wireless communication or internet communications or any communications used in the operation of this system.

### ***Advisory Only***

The SmartCover® System™ is an advisory service only. As such, SCS and its founders, owners, or staff are not responsible for any damage of any kind or from any cause whatsoever that may result from, in relation to, in connection with, due to, or as a result of the installation or operation of the system, including without limitation, equipment failure, or any consequential damages caused by, or resulting from, the use or installation of the SmartCover® system.

### ***Limited Warranty***

The equipment components of the SmartCover® System™ are warranted free from material defects of material and workmanship for a period of one year from the date of installation. Unless otherwise stated, the SCS warranty herein is a parts-only warranty. Should the Customer discover any condition that might invoke a warranty claim, they are to expeditiously and without delay notify the SCS Technical Services group. Upon notification, SCS will assess and instruct the user on follow-on actions. Should a component fail as a result of a defect in material or workmanship, SCS will replace the component or repair it at the SCS location. For all valid warranty claims, as determined by SCS, reasonable freight charges to and from Customer shall be paid by SCS. In all cases, SCS shall determine the shipping method and/or carrier unless otherwise agreed to in writing by Customer and SCS. Upon approval of a warranty failure by SCS, SCS will either repair or replace the defective component at SCS' sole discretion.

**The foregoing warranty is exclusive. Repair or replacement in the manner provided above shall be the sole and exclusive remedy for breach of warranty and shall constitute fulfillment of all liabilities of SCS with respect to the quality and performance of the products. This warranty does not cover damage or repairs or replacements by any cause beyond the control of SCS, including acts of nature, improper use, lack of proper maintenance, vandalism, or unauthorized repair. SCS shall not be liable for any actual, exemplary, indirect or consequential damages, including damages for loss of goodwill or profits and/or losses, that stem from a failure or malfunction of the SmartCover® System™.**

**SmartCover® Systems™ does not provide traffic control. Customer must provide traffic control for installation and servicing of all units.**

In no event shall SCS's liability, whether in contract or in tort (including negligence and strict liability), exceed the price of the Product from which such liability arises.

### SECTION 3: Acceptance

The undersigned have read, acknowledge and agree to this offer.  
Please include this entire document with Purchase Order.

#### Signatures

**SmartCover Systems**

**City of Imperial**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

**Eric Van Cleave**

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Title

**Date: 10/17/2018**

\_\_\_\_\_  
Date

DATE SUBMITTED April 24, 2019  
 SUBMITTED BY Public Services  
 DATE ACTION REQUIRED May 1, 2019

COUNCIL ACTION (Y)  
 PUBLIC HEARING REQUIRED ( )  
 RESOLUTION ( )  
 ORDINANCE 1<sup>ST</sup> READING ( )  
 ORDINANCE 2<sup>ND</sup> READING ( )  
 CITY CLERK'S INITIALS WJ

## IMPERIAL CITY COUNCIL AGENDA ITEM

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                               |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
| SUBJECT: Bids for New WWTP      DISCUSSION/ACTION:<br><div style="margin-left: 100px;">                     1. Discuss, Approve/Disapprove the seeking of bids for Waste Water Facility once design and funding are complete.                 </div>                                                                                                                                                                                                                                                                      |                               |
| DEPARTMENT INVOLVED:<br>Public Services – Waste Water                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                               |
| BACKGROUND/SUMMARY:<br>City Staff has been working on the design and funding of a new Waste Water Facility.                                                                                                                                                                                                                                                                                                                                                                                                               |                               |
| FISCAL IMPACT:<br>N/A                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | FINANCE INITIALS _____        |
| STAFF RECOMMENDATION: Approval                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | DEPT. INITIALS _____          |
| MANAGER'S RECOMMENDATION: n/a                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | CITY MANAGER'S INITIALS _____ |
| MOTION:<br><br><br><div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div>                     SECONDED:<br/>                     AYES:<br/>                     NAYES:<br/>                     ABSENT:                 </div> <div>                     APPROVED ( )<br/>                     DISAPPROVED ( )<br/><br/>                     REFERRED TO:                 </div> <div>                     REJECTED ( )<br/>                     DEFERRED ( )                 </div> </div> |                               |

DATE SUBMITTED April 26, 2019  
 SUBMITTED BY Public Services  
 DATE ACTION REQUIRED \_\_\_\_\_

COUNCIL ACTION ☒  
 PUBLIC HEARING REQUIRED ☐  
 RESOLUTION ☐  
 ORDINANCE 1<sup>ST</sup> READING ☐  
 ORDINANCE 2<sup>ND</sup> READING ☐  
 CITY CLERK'S INITIALS DB

## IMPERIAL CITY COUNCIL AGENDA ITEM

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                               |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
| SUBJECT: Mini Excavator      DISCUSSION/ACTION:<br><div style="margin-left: 150px;">1. Discuss, Approve/Disapprove the purchase of equipment</div>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                               |
| DEPARTMENT INVOLVED:<br>Public Services                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                               |
| BACKGROUND/SUMMARY:<br>Staff requesting to purchase mini excavator from Rexin Equipment. Received 3 quotes from different sales companies. Recommend approving quote with lowest fiscal impact.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                               |
| FISCAL IMPACT:<br>\$38,900.00 – Rexin Equipment<br><br>50% Water 50-510-5442<br>50% WW 55-520-5442                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | FINANCE INITIALS _____        |
| STAFF RECOMMENDATION: Approve Lowest Quote                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | DEPT. INITIALS _____          |
| MANAGER'S RECOMMENDATION: n/a                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | CITY MANAGER'S INITIALS _____ |
| MOTION:<br><br><br><br><div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;">                     SECONDED:<br/>                     AYES:<br/>                     NAYES:<br/>                     ABSENT:                 </div> <div style="width: 45%;"> <div style="display: flex; justify-content: space-between;"> <div>                         APPROVED <input type="checkbox"/><br/>                         DISAPPROVED <input type="checkbox"/><br/><br/>                         REFERRED TO:                     </div> <div>                         REJECTED <input type="checkbox"/><br/>                         DEFERRED <input type="checkbox"/> </div> </div> </div> </div> |                               |



2641 E. Artesia Blvd  
Long Beach, CA 90805

## Sales Quote

| Date      | Quote # |
|-----------|---------|
| 3/26/2019 | 190138  |

|                                                                                       |
|---------------------------------------------------------------------------------------|
| Name / Address                                                                        |
| City Of Imperial<br>420 S. Imperial Ave.<br>Imperial CA 92251<br>Att: Isaiah Gonzalez |

| Rep | Project |
|-----|---------|
|     |         |

| Item         | Description                                                                                                                                                                                                                                                                                                                                                     | Qty | Total      |
|--------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|------------|
| SY35-59-9008 | 2017 SANY SY35C Mini Excavator,<br>Cab, A/C, Zero Tail Swing, Yanmar Diesel Engine, Tier 4,<br>2 Speed Travel, Auxiliary Hydraulic, Pattern Changer,<br>Load Sensing Hydraulics, Backfill Blade, 27 HP.<br>8400 Lbs. Operating Weight, 10' 2" Dig Depth<br>T-Rex Quick Connect Coupler Bucket With Teeth<br>Hydraulic Thumb Installed<br>Serial # SY0035BH09008 |     | 38,900.00T |

Thank you for your business.

**Sales Tax (0.0%)** \$0.00

**Total** \$38,900.00

| Phone #      | Fax #        |
|--------------|--------------|
| 562-531-4600 | 562-531-1970 |

Signature \_\_\_\_\_

**Includes:**

- \* Takeuchi Remote Monitoring for 2 years
- \* New Mfg 2 year or 2000 hour warranty
- \* Standard Rubber Tracks / CAB with heat and a/c
- \* 24" bucket
- \* Hydraulic thumb
- \* Availability: TBD

**Summary**

|                         |                              |
|-------------------------|------------------------------|
| Equipment Total         | \$63,396.00                  |
| <b>Total Investment</b> | <b>\$63,396.00</b>           |
|                         | <i>plus applicable taxes</i> |

This quote is good for 15 days and is contingent upon prior sale. Please sign below if the above quote is inclusive of all items discussed with Paul Lull. This is not a sales agreement, it merely reflects all items discussed and agreed upon. Thank you again for allowing Clairemont Equipment to assist you with your equipment needs.

Accepted By: \_\_\_\_\_

By: \_\_\_\_\_

San Diego  
(858) 278-8338

Escondido  
(760) 739-9100

Fontana  
(909) 429-9100

Indio  
(760) 863-5558

Imperial  
(760) 355-7700

# Clairemont Equipment

RENTALS • SALES • SERVICE

7651 Ronson Road, San Diego, CA 92111  
Office (858)278-8351 ~ Fax (858)492-9959

Quoted To:

April 19, 2019

**City of Imperial**  
**420 S. Imperial Ave.**  
**Imperial, CA 92251**  
**Attn: Isaiah Gonzalez**  
**Phone: 760-540-0723**

email: jgonzales@cityofimperial.org



Photo may show options not included

**Paul Lull, Area Manager**  
**cell: 619-762-7545**  
**email: plull@cecsd.com**

## New Takeuchi model TB260 excavator -GOVT BID PRICING-

FOB: Imperial, CA

### STANDARD EQUIPMENT

Operating Weight: 12,125 lbs.  
Width: 6' 6.7"  
Maximum Dig Depth: 12' 9.4"  
Bucket Digging Force: 12,756 lbs  
Horsepower / RPM: 47.6 / 2,400  
Travel Speed: 1.7 / 3.0 mph  
Primary Aux Flow: 27.0 gpm  
Second Aux Flow: 11.6 gpm  
Boom Swing: Left 78° / Right 55°  
Track Width: 15.7"

Two speed travel with automatic shift down  
Reinforced arm w/ Integrated thumb mount  
Heavy duty dozer blade with float  
Auto Idle

TFM hardware standard equipment, service included through the standard warranty period (Canopy: sn 1261001302~ / Cab: sn 1261001605-

### BASE MACHINE WITH STANDARD EQUIPMENT

## Product Features & Specifications

### ENGINE

- U.S. EPA Final Tier 4 Compliant
- Turbocharged
- DOC+DPF Exhaust After Treatment
- Automatic Fuel Bleed System
- Dual Element Air Filter
- Automatic Idle
- Working Modes: Power, Eco, and High Altitude
- Engine Preheat Starting Aid
- High Capacity Radiator and Hydraulic Oil Cooler
- High Capacity Fuel Filters

### ELECTRICAL

- Multi-Informational Display (canopy)
- 5.7" Color Multi-Informational Display (cab)
- Sealed Rocker Switches
- 12 volt System with 55 amp Alternator
- Halogen Work Lights: Two Forward Facing and One on the Right and Left Sides
- Travel Alarm
- Horn

### TAKEUCHI FLEET MANAGEMENT

- 2 Year Standard Service
- Minimize Downtime
- Remote Diagnostics
- Utilization Tracking
- Proactive Maintenance
- Control Costs

### UNDERCARRIAGE AND FRAME

- Triple Flanged Track Rollers
- 2-Speed Travel with Automatic Shift
- High Torque Planetary Final Drive
- Heavy Duty Dozer Blade with Float
- Large Wrap Around Counterweight
- 15.7" Rubber Tracks
- 15.7" Steel Tracks (optional)
- 15.7" Segmented Rubber Tracks (optional)
- Power Angle Blade with Float and Bolt-on Cutting Edge (optional)

### OPERATOR'S STATION

- ROPS / OPG Level 1 Four Post Canopy
- Deluxe High Back Suspension Seat
- Adjustable Arm Rests
- 2" Retractable Seat Belt
- 3" Retractable Seat Belt (optional)
- Cab with Air Conditioner, Heat Defrost, Windshield Wiper and Washer, Skylight with Sunshade, AM / FM / MP3 Radio, 12v Power Outlet (optional)

### HYDRAULIC & WORKING EQUIPMENT

- Variable Displacement, Open Center Hydraulics
- Cushioned Boom, Arm, and Swing Cylinders
- Hydraulic Pilot Controls
- Proportional Auxiliary Controls with Detent
- Adjustable Auxiliary Flow
- Large Hydraulic Reservoir with Fluid Level Sight Gauge
- Primary and Secondary Auxiliary Hydraulic Circuit Plumbed to Arm
- Multiple Attachment Presets
- Flow Selector Valve, Primary Auxiliary Circuit
- Pattern Change Valve (ISO or SAE)
- Pilot Accumulator
- Main Boom Cylinder Guard
- Long Arm with Integrated Thumb Mount
- Dual Pin Position Bucket (optional)
- Mechanical Bucket Quick Coupler (optional)
- Main Pin Hydraulic Thumb (optional)

# SCOTT

## EQUIPMENT

14635 VALLEY BLVD  
FONTANA, CA 92335

10918 SHOEMAKER AVE  
SANTA FE SPRINGS, CA 90670

### QUOTATION

DATE:

4/25/2019

**CUSTOMER:** City of Imperial  
**ADDRESS** 420 S. Imperial Ave.  
**CITY, STATE, ZIP** Imperial, CA 92251  
**CONTACT:** Isaiah Gonzalez  
**EMAIL:** lgonzalez@cityofimperial.org  
**OFFICE:** 760-540-0723  
**FAX:**  
**CELL:**



**NEW HOLLAND**

**CONSTRUCTION**

**DOOSAN**

**KOBELCO**

**SALESPERSON:** Brendan Ramos  
**OFFICE:** (909) 822-2200  
**FAX:** (909) 822-4850  
**CELL:** (909) 721-9840

SHIP VIA:

PRICES BELOW ARE GOOD FOR 10 DAYS

| QUANTITY | DESCRIPTION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | UNIT PRICE   | AMOUNT       |
|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|--------------|
| 1        | Stock # <b>S005093</b> Serial # <b>PX17-41966</b><br><b>Kobelco SK35SR-6E</b><br><br>Unit Includes: New Kobelco 35SR-6E with Cab and A/C, Long Arm, additional Counterweight, Standard Dozer blade, Control Pattern Changer, Rubber Tracks, Wain Roy Coupler and 24" Bucket.<br><br><b>FINANCING AVAILABLE O.A.C</b><br><br>Attachments<br>Description Equip and/or Serial Number<br><br><b>3YEAR/ 3000 HOUR FACTORY WARRANTY</b><br><b>**FULL LINE OF PARTS, SERVICE &amp; ON SITE SERVICE TRUCKS</b> | \$ 45,206.00 | \$ 45,206.00 |

Purchase Order # \_\_\_\_\_ Company \_\_\_\_\_

Date: \_\_\_\_\_ Signature/ Title: \_\_\_\_\_



|               |                     |
|---------------|---------------------|
| SUBTOTAL      | \$ 45,206.00        |
| TAX           | \$ 3,503.47         |
| DMV           | \$ -                |
| TRADE IN      | \$ -                |
| DEP / DN PYMT | \$ -                |
| <b>TOTAL</b>  | <b>\$ 48,709.47</b> |

DATE SUBMITTED

04/24/2019

SUBMITTED BY

COMMUNITY  
DEVELOPMENT  
DIRECTOR O MORA

DATE ACTION REQUIRED

05/1/2019

COUNCIL ACTION (X)

PUBLIC HEARING REQUIRED ( )

RESOLUTION ( )

ORDINANCE 1<sup>ST</sup> READING ( )

ORDINANCE 2<sup>ND</sup> READING ( )

CITY CLERK'S INITIALS no

## IMPERIAL CITY COUNCIL AGENDA ITEM

SUBJECT: DISCUSSION/ACTION:

LABOR COMPLIANCE FOR ATEN BLVD. SIDEWALK PROJECT – PHASE 2

1. Award contract to Legion Consulting for labor compliance services related to the Aten Boulevard Sidewalk Project Phase 2.

DEPARTMENT INVOLVED: COMMUNITY DEVELOPMENT DEPARTMENT

BACKGROUND/SUMMARY:

Staff released RFPs to known labor compliance consulting businesses in Imperial Valley and Southern California regions. The following three (3) proposals were received for labor compliance:

1. Legion Consulting - \$2,740
2. Labor Compliance of Southern California - \$6,500
3. Padilla & Associates - \$9,681.64

All proposals received have a vast knowledge of labor compliance monitoring; however, Legion Consulting seems to be the most advantageous to the city.

FISCAL IMPACT: \$2,740 from LTA MEASURE 'D'

ADMIN  
SERVICES SIGN  
INITIALS \_\_\_\_\_

STAFF RECOMMENDATION: Award labor compliance contract to Legion Consulting.

DEPT. INITIALS OM

MANAGER'S RECOMMENDATION:

CITY  
MANAGER'S  
INITIALS \_\_\_\_\_

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ( )

DISAPPROVED ( )

REJECTED ( )

DEFERRED ( )

REFERRED TO:



# Bid Opening Act

RFP No 2019-02

## Labor Compliance Services

Aten Boulevard Sidewalk Project – Phase 2  
From LaBrucherie Road to Shiloh Road

Bids received by: Debra Jackson

Were opened at 4:00 pm on 4/8/19

By: Debra Jackson

Witnessed by:

Signature

Isabel Alvarez

Isabel Alvarez

COMPANY

BID AMOUNT

BID BOND

Legion Consulting

2,740.00

Labor Compliance Consultants

6,500.00

Padilla & Associates

9,681.64

BIDS WERE GIVEN TO Othon Mora FOR STUDY AND  
RECOMMENDATION TO CITY COUNCIL.

Debra Jackson  
DEBRA JACKSON, CITY CLERK

4/8/19  
DATE